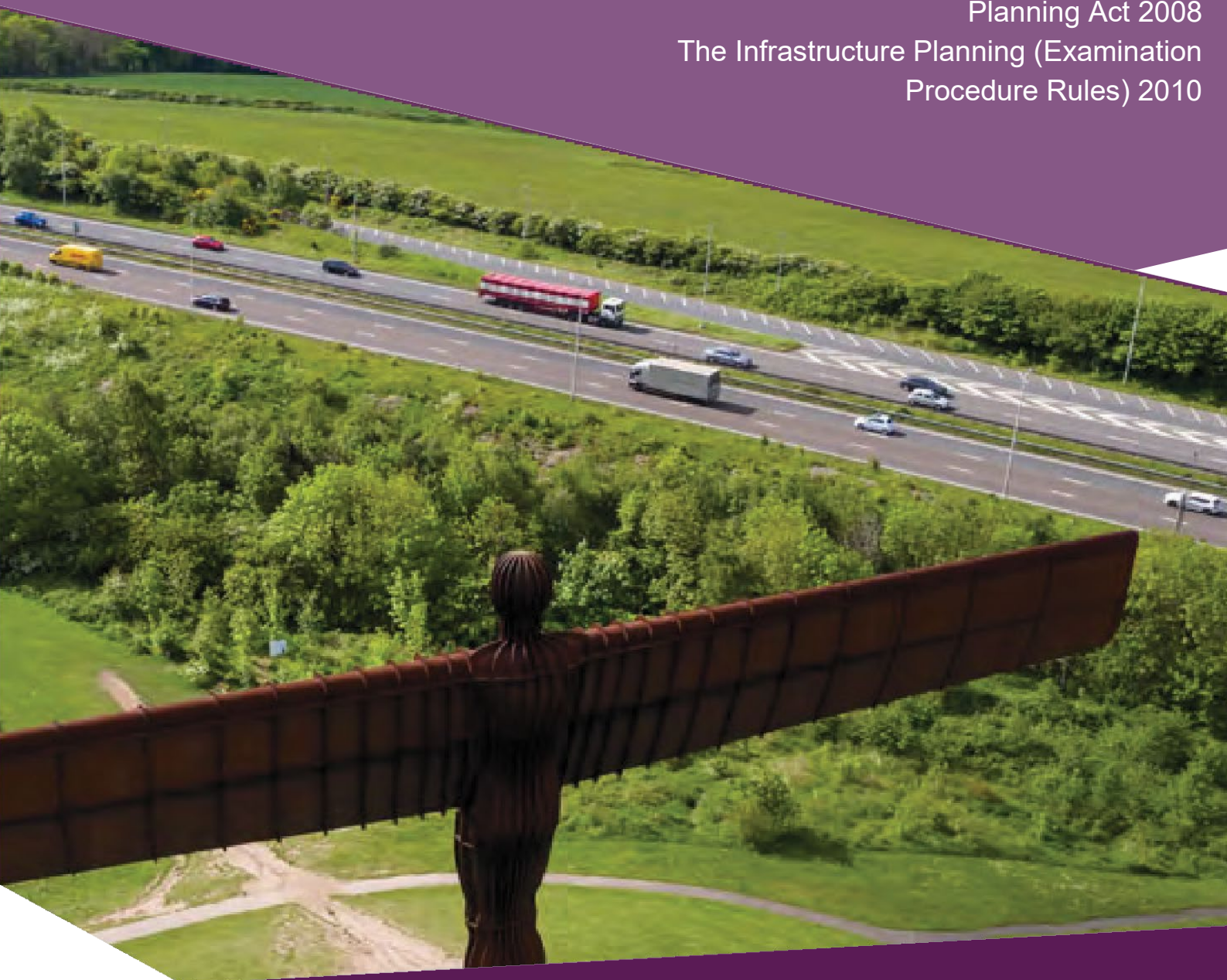


A1 Birtley to Coal House
Scheme Number: TR010031
EXA/D4/004 Consultation Statement

Planning Act 2008
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]**

Consultation Statement

Planning Inspectorate Scheme Reference	TR010031
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Author:	A1 Birtley to Coal House Project Team, Highways England

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1 INTRODUCTION

1.1 Purpose of the Consultation Statement

1.1.1 This Consultation Statement (this “Statement”) relates to an application made by Highways England (the “Applicant”) to Secretary of State for Transport via the Planning Inspectorate (the “Inspectorate”) under the Planning Act 2008 (the “2008 Act”) for a Development Consent Order (DCO). If made, the DCO would grant consent for A1 Birtley to Coal House (the “Scheme”). The Applicant submitted the Application on 14 August 2019 (Reference: TR010031) and on 10 September 2019, the Inspectorate confirmed that the Application had been accepted for examination. The examination commenced on 21 January 2020.

1.1.2 Following Application, the Applicant has continued to develop the Scheme to bring about design benefits and efficiencies. As a result, the Applicant wishes to amend the Application as follows:

- a) **Change 1** - The inclusion of further design flexibility in relation to the proposed replacement Allerdene Bridge. The draft DCO [REP2-044 and REP2-045] currently allows for the replacement of Allerdene Bridge by a single span integral bridge (Embankment Option) or a 6/7-span viaduct (Viaduct Option). It is further proposed to enable the inclusion of a design for a 3-span viaduct (3-span Viaduct Option) within the DCO Application.
- b) **Change 2** - Providing flexibility as to the formation and the road layout of the Scheme to enable narrower lanes to be provided between the existing narrow lanes north of junction 67 and approximately chainage 11150 over Kingsway Viaduct at junction 67. The current Scheme proposes full width lanes. The new proposal is to allow narrower lanes extending over approximately 750m of the length of the Scheme to be introduced.
- c) **Change 3** - The inclusion of additional land within the application at junction 67 for an extension of the existing site compound, to be used for material stockpiling. This land currently sits outside the proposed Order limits and it is proposed that powers of temporary occupation are extended to the land during construction of the Scheme.

1.1.3 The purpose of this Statement is to provide evidence to the Inspectorate that the Applicant has carried out appropriate and proportionate consultation in relation to the changes. This is in line with the consultation guidance in the Inspectorate’s *Advice Note 16 (AN16): How to request a change that may be material*.

1.1.4 The Applicant has also taken into consideration the Examining Authority’s advice in the Rule 8 letter issued on 28 January 2020 which stated:

“Whether or not the proposed changes are material, I consider that in order to ensure fairness, appropriate and proportionate non-statutory consultation should be carried out before a subsequent change request is submitted.

“The Applicant should also consider whether or not persons not already participating in the Examination (and not falling within section 42) might require an opportunity to comment (such as persons living or commercial entities operating outside the Order limits) and whether or not any newspaper notices or site notices are necessary to inform such persons about the proposed changes.

For example, residents and businesses in Lamesley may require an opportunity to comment on the additional land proposal and/or the additional design alternative for the replacement Allerdene Railway Bridge”.

1.1.5 This Statement responds to and meets the Examining Authority’s requests in the Rule 8 letter. It sets out:

- A summary of the context for the consultation and why the process has been undertaken (**Section 1.1 and 1.2** of this Statement);
- Overview of the consultation process undertaken; section 42(1)(d) interests consulted (**Table 2.1**) and justification for publicity undertaken (**Section 2.1**);
- Engagement with relevant parties on the proposed changes prior to the consultation (**Section 2.2**);
- The responses to the consultation, along with the Applicant’s response (**Table 3.1** of **Section 3**);
- Conclusion (**Section 4**); and
- Appendices including:
 - **Appendix A**
 - Table 1 - List of Section 42 (1)(a) consultees - prescribed persons;
 - Table 2 – List of Section 42(1)(b) consultees - local authorities;
 - Table 3 – List of Affected Persons under the Compulsory Acquisition Regulations;
 - **Appendix B**
 - Plan 1 - Consultation Area for Allerdene 3-span viaduct (Change 1)
 - Plan 2 – Consultation Area for additional land (Change 3);
 - **Appendix C** - Covering letters sent to consultees.

1.2 Consultation Context

1.2.1 The changes that the Applicant seeks to make to the Application were set out in the Summary of Proposed Changes to Application **[AS-009]** which was submitted to the Inspectorate on 14 January 2020 ahead of the Preliminary Meeting on 21 January 2020, as described in paragraph 1.1.2 above. The Applicant has followed the guidance in Paragraphs 3.3 to 3.5 of AN16 in respect of consultation for a material change request. This recommends that Applicants consult all those persons prescribed in section 42(a) to (d) of the 2008 Act, who would be affected by the proposed change; giving a minimum of 28 days. It is advised that if a targeted approach to the identification of those affected by the request to materially change the application is adopted then detailed justification should be provided why it is deemed unnecessary to consult all of the prescribed persons. Applicants should also consult those parties who are materially affected by the proposed change but not necessarily those who are affected by the original application. This is set out in this Statement in **Chapter 2** and **Appendix A**.

1.2.2 The Applicant’s reasoning for concluding the changes are material or non-material is discussed further in the Change Request **[EXA/D4/002]** submitted alongside this

Consultation Statement at Deadline 4 of the Examination of the Application.

- 1.2.3 The Applicant decided that consultation on Change 1 was required due to the potential for a change to the impacts predicted in the Environmental Statement (ES) and because it was an amendment to the proposed Viaduct and Embankment Options included in the draft DCO [REP2-044 and REP2-045]. However, this change was not considered by the Applicant to be material as it does not involve a change in substance to the Scheme, the change falls within existing Order limits and does not give rise to 'additional land requirements' under the Infrastructure Planning (Compulsory Acquisition) Regulations 2010 ("CA Regulations").
- 1.2.4 The Applicant determined that Change 2 will not require additional consultation as the narrower lanes can be implemented within the assessed 'Rochdale Envelope' for the Scheme. The Order limits within the current Application provide for standard lane widths along the Scheme. Change 2 proposes a smaller footprint than that already included within the existing Limits of Deviation provided in the draft DCO [REP2-044 and REP2-045]. Narrower lanes are already in place and operational to the north of junction 67 as part of the Coal House to Metrocentre improvements. Therefore Change 2 will be a continuation of the existing road layout provided adjacent to the Scheme and for a relatively short section of 750 metres. No additional land or changes to the Order limits is required. The Addendum to the Transport Assessment [EXA/D4/006] has been submitted at Deadline 4 to provide an assessment of the likely transport impacts resulting from the Change 2 proposals. The Addendum concluded that the narrower width lanes still operate at approximately 27-28% below the theoretical link capacity. Therefore, no impact on the road network or volume of traffic are predicted as a result of narrower lanes that are not already assessed in the Transport Assessment Report [APP-173] submitted with the Application. Furthermore Change 2 was assessed to be a non-material change as it doesn't involve a change in substance to the Scheme, the changes fall within the existing Order limits, and do not give rise to 'additional land requirements' under the CA Regulations.
- 1.2.5 The Applicant however concluded that the additional land plot (Change 3) would be a material change because it will require an extension to the Order limits for a temporary materials stockpile. Therefore, consultation would be required, and the CA Regulations will apply. The amendments to the land affected by compulsory acquisition as a result of the changes sought are:
- The addition of approximately 3.89 hectares (ha) of land (plot marked as 3/13a on the Land Plans [REP2-037] submitted at Deadline 4), located adjacent to the proposed construction compound near junction 67, to be used as a temporary materials stockpile.
- 1.2.6 The CA Regulations provide a procedure to include additional land within the compulsory acquisition powers sought in an ongoing application and a specific consultation exercise for that process. As this change includes an amendment to the compulsory acquisition powers sought, the Applicant has been required to comply with the consultation stipulated in Advice Note 16. A justification for why site and newspaper notices in relation to Regulation 7 and 8 of the CA Regulations have not been used is provided in **Chapter 2** of this Statement.

2 Consultation

2.1 Overview of Consultation

- 2.1.1 The Applicant carried out consultation in relation to the proposed changes relating to the Allerdene 3-span viaduct option (Change 1) and additional land (Change 3).
- 2.1.2 The consultation period started on Tuesday 17 March 2020 and ended on Tuesday 14 April 2020 allowing consultees a period of 28 days in which to respond. The deadline given was 11.59pm on Tuesday 14 April 2020. Late responses were accepted up until Friday 17 April 2020 to allow time for the Applicant to update this Statement. One late response was received from Northern Gas Networks Limited on Friday 17 April 2020.
- 2.1.3 During this period, the following activities were undertaken:
- Letters were sent out by post on 16 March 2020 to consultees considered to be directly affected by Changes 1 and 3, or those with an interest in the land. Consultees received either a paper copy of the ES Addendum Non-Technical Summary if they were land interests or local residents located in proximity of the changes; or a USB stick with the full ES Addendum for the relevant proposed change if they were section 42(1)(a) prescribed persons or section 42(1)(b) local authorities.
 - Contact made with those relevant landowners with interests in the land for Change 3.
 - The Applicant updated their Scheme webpage on 26 March 2020 requesting that all responses should be returned by email, rather than post, due to the COVID-19 outbreak. Copies of the ES Addendums and Non-Technical Summaries for Change 1 and 3 were also made available online. Persons who registered to receive email notifications on the Scheme webpage also received an update that the webpage has been updated.
 - Follow up emails were sent to the relevant section 42(1)(a) and section 42(1)(b) consultees on 2 and 3 April 2020 requesting that responses were provided by email or telephone rather than by post.

Consultees

- 2.1.4 A total of 239 consultees were consulted on Changes 1 and 3. This included persons categorised under section 42 of the 2008 Act. These are summarized below. Plans of the Consultation Areas consulted on is provided in **Appendix B** of this Statement. This relates to all section 42(1)(d) interests as well as those new persons who were not previously included in the previous consultations.
- 2.1.5 **Section 42(1)(a)** consultees are those prescribed persons defined in Schedule 1 of the Infrastructure Planning (Application: Prescribed Forms and Procedure) Regulations 2009 ('APFP Regulations'). A list of the consultees and justification for their inclusion or otherwise from the consultation is provided in **Appendix A (Table 1)** of this Statement. A copy of the covering letter to prescribed persons is provided in **Appendix C1** of this Statement.
- 2.1.6 **Section 42(1) (aa)** requires an Applicant to consult the Marine Management

Organisation in any case where the proposed development would affect, or be likely to affect, areas within that organisation’s jurisdiction. As the Scheme does not affect any such areas, this requirement is not relevant.

- 2.1.7 **Section 42(1)(b)** consultees are the local authorities, defined in section 43 of the 2008 Act. Both Gateshead Council and Sunderland City Council were included in the consultation and included in **Appendix A (Table 2)** of this Statement as they were also defined as prescribed persons. The scale and nature of Changes 1 and 3 was considered to be of relevance to Gateshead as the host local authority. Sunderland City Council were also considered to be a relevant local authority as the nearest adjacent authority to the Scheme and as they have provided a number of written submissions to the Examining Authority on the Scheme. The Applicant considered that the proposed changes were highly unlikely to be of interest to other local authorities outside these areas given that no significant impacts are anticipated, the changes are within the Gateshead boundary and would not result in an impact on other local authority areas. A copy of the covering letter that was sent to the Councils is provided in **Appendix C1** of this Statement.
- 2.1.8 **Section 42(1)(c)** requires an Applicant to consult the Greater London Authority if the land in question is in Greater London. As the Scheme is located in Gateshead, this requirement is not relevant.
- 2.1.9 **Section 42(1)(d)** are persons within one or more of the categories set out in section 44 of the 2008 Act.
- 2.1.10 There were 17 section 42(1)(d) land interests contacted as part of the consultation who are identified in **Table 2.1** below.

Table 2.1 - Section 42(1)(d) interests included in the consultation				
Name	Change Consulted	Category 1	Category 2	Category 3
James Jones & Sons (Pallets & Packaging) Ltd	Change 3	Yes	Yes	Yes
Shenstone Properties Ltd	Change 1	Yes	Yes	Yes
Septimus Watts	Both	Yes	Yes	Yes
Maureen Watts	Both	No	Yes	Yes
Thomas Arthur Hamish Ninth Baron Ravensworth *Affected Person	Both	Yes	No	Yes
Arquiva No 2 Limited	Change 1	Yes	Yes	Yes
Caroline Watts	Both	No	Yes	Yes

Table 2.1 - Section 42(1)(d) interests included in the consultation				
Name	Change Consulted	Category 1	Category 2	Category 3
Robert Pattinson	Both	No	No	Yes
Adele Patricia Pattinson	Both	No	No	Yes
Joseph Skoyles (<i>New interest</i>) *Affected Person	Both	Yes	No	Yes
Craig William Barnaby (<i>New interest</i>) *Affected Person	Both	Yes	No	Yes
Tyneside Transport Services Limited	Change 3	Yes	No	Yes
Stevie Lee Pattinson	Both	No	No	Yes
Lucy Del Pattinson	Both	No	No	Yes
Tara Wood	Both	No	No	Yes
The Occupier (3 The Courtyard, North Farm, Lamesley, Gateshead, NE11 0EP) (Contact ID: 2754716)	Both	No	No	Yes
Michael Anderson	Both	No	No	Yes

2.1.11 Land referencing was undertaken to identify the landowners of the additional plot (3/13a) for Change 3 and any other person having an interest in this land.

2.1.12 Three section 42(1)(d) interests were identified as being 'Affected Persons' whose land would be subject to compulsory acquisition powers in line with the CA Regulations. These are identified in **Table 2.1**. Two of these interests have not been consulted on the Scheme previously (as their land was outside the existing Order limits). One interest has mining and mineral rights within the current Order limits so has been consulted on the Scheme previously. In addition, one previously consulted section 42(1)(a) interest (Coal Authority - albeit not in relation to the additional plot 3/13a) is also classed as being an 'Affected Person' under the CA Regulations as their land rights are affected by the additional land. A full list of the Affected Persons is provided in **Table 3** of **Appendix A** of this Statement. The Applicant is currently in ongoing negotiations to secure the land

by agreement.

- 2.1.13 The Applicant reviewed the Rule 8 letter from the Examining Authority and identified those residents and businesses (owners and occupiers) particularly in Lamesley or adjacent to the Allerdene Bridge who are not already participating in the Examination (or a section 42 consultee) but may still want to comment on the changes. A total of 206 new addresses (landowners or occupiers) were identified and consulted who were considered to be affected by the changes who had not previously been consulted. Of this total, 30 were consulted on the additional land (Change 3), 163 on the 3-span viaduct (Change 1) and 13 on both changes.
- 2.1.14 The boundary for the Change 1 consultation area was drawn up to include those properties who would be likely to have direct and indirect views of the Allerdene Bridge. This included residents in Lamesley to the north (in particular those at Salcombe Gardens and Woodford), those to the south at Smithy Lane, and to the west alongside Lamesley Road.
- 2.1.15 The boundary for the Change 3 consultation area included properties within Lamesley village who would have views over the new area or are located alongside the main roads adjacent to the area i.e. Lamesley Road and Smithy Lane. The boundary is bordered by the A1 to the north and east, the River Team to the west and properties around Greenford Lane to the south-west, and South Farm to the south.
- 2.1.16 Plans showing the extent of the consultation areas for Changes 1 and 3 are provided in **Appendix B**.
- Consultation Material**
- 2.1.17 The Applicant sent out a total of 239 cover letters with supporting environmental information to consultees by post on 16 March 2020. Details of the environmental impact assessment (EIA) were provided to consultees to help them understand the proposed changes and any predicted change in significant effects from the Environmental Statement submitted with the Application.
- 2.1.18 A tailored approach was taken to the consultation so that consultees received a proportionate and relevant level of information. Prescribed persons received the full ES Addendums and figures for both Changes 1 and 3 as both were considered relevant to their function and interests and in order to provide comments on any environmental impacts in their role as statutory consultees. Local residents and land interests received the Non-Technical Summary in relation to the proposed change which was most relevant to their property; although some consultees received both because their location was relevant to both changes.
- 2.1.19 A summary of the consultation materials provided to consultees and confirmation of the numbers sent is listed below.
- 2.1.20 16 Prescribed persons (including the two local authorities consulted under s43 and the Coal Authority who are also classed as an 'Affected Person') (Changes 1 and 3)
- Cover letter for prescribed persons (**Appendix C1** of this Statement)
 - Full ES Addendums for the Allerdene Bridge and the 3 span viaduct provided on a USB stick:

- Environmental Statement Addendum Additional Land [EXA/D4/009]
- Environmental Statement Addendum 3 Span Viaduct including Figures 7.7a, 7.7b and 7.7c [EXA/D4/011]

2.1.21 32 Landowners- additional land only (Change 3)

- Cover letter for Additional Land only (**Appendix C2** of this Statement)
- Environmental Statement Addendum Additional Land Non-Technical Summary [EXA/D4/010]

2.1.22 165 Landowners- Allerdene Bridge only (Change 1)

- Cover letter for Allerdene Bridge only (**Appendix C3** of this Statement)
- Environmental Statement Addendum 3 Span Viaduct Non-Technical Summary [EXA/D4/012]

2.1.23 24 Landowners- Allerdene Bridge and additional land (Changes 1 and 3) – this includes the 3 ‘Affected Persons listed in Table 2.1 (excluding the Coal Authority who were included under the Prescribed Persons consultation)’

- Cover letter for Additional Land and Allerdene Bridge (**Appendix C4** of this Statement) or Cover letter for Additional Land and Allerdene Bridge (Land Interests) if Affected Persons (**Appendix C5** of this Statement)
- Environmental Statement Addendum Additional Land Non-Technical Summary [EXA/D4/010]
- Environmental Statement Addendum 3 Span Viaduct Non-Technical Summary [EXA/D4/012]

2.1.24 The cover letters requested that consultees provide their comments to the Applicant’s Project Team via the following:

- **By email:** a1birtleytocoalhouse@highwaysengland.co.uk
- **By post:** A1 Birtley to Coal House Project Team, Freepost RSAS-XZGKK-CSUL, Highways England, Lateral, 8 City Walk, Leeds, LS11 9AT

2.1.25 From 24 March 2020, the Project Team were unable to retrieve postal responses due to the closure of Highways England’s offices in response to government measures to prevent the spread of COVID-19. The Applicant placed a notice on their Scheme webpage on 26 March 2020 to request that consultation responses were sent to the email address provided rather than by post. Online versions of the documents sent to the section 42(1)(a) prescribed persons were also uploaded onto the webpage under the ‘Documents – Environment’ section.

2.1.26 Emails were also sent to the relevant prescribed persons identified in **Table 1** of **Appendix A** of this Statement. As a precautionary measure, post from the Lateral office was redirected from 24 March 2020 to a Project Team member’s home address so that any postal responses could still be picked up and included in the consultation. No postal responses were received during the consultation period or up to Deadline 4 submission on 20 April 2020.

Publicity

2.1.27 Any consultation bodies which might have an interest in Changes 1 and 3 have been notified in a way which reflects The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017.

- 2.1.28 The Applicant reviewed whether site notices or newspaper notices were required for the proposed changes, in particular in relation to Regulations 7 and 8 of the CA Regulations in relation to the compulsory acquisition for the additional land (Change 3). As this is a targeted consultation for specific elements of the Scheme, the proposed changes are most relevant to prescribed consultees and those residents and land interests living near to the Allerdene Bridge (Change 1) or additional land plot (Change 3).
- 2.1.29 Therefore, as this was a targeted consultation, the Applicant concluded that the changes were not substantial enough to require a wider general public consultation and that newspaper and site notices were not required. This is a similar approach that was taken for the previous 2018 targeted consultation on the proposal for the temporary use of additional land to the north-east of Allerdene Bridge for a construction compound and access track. The Applicant is confident that all relevant parties and statutory bodies have been captured in the consultation.
- 2.1.30 The Applicant has considered whether, without re-consultation on the proposed changes, any of those entitled to be consulted or who were consulted on the original Application (including persons who are not an Interested Party in the Examination) would be deprived of the opportunity to make any representations on the changed application. Given the nature of Changes 1 and 3, their anticipated environmental impact and that they do not alter the substance of the Scheme, the Applicant considers that there are no persons who would be affected by the proposed changes who would be deprived of the opportunity to make representations on the changes. By making the change request at Deadline 4, other parties also have an opportunity to comment at Deadline 5.

2.2 Engagement with Relevant Parties on the Proposed Changes

- 2.2.1 The aim of the consultation was to give relevant parties an opportunity to respond to the changes the Applicant is proposing and take their views into consideration as part of the DCO examination process. A summary of the engagement undertaken with stakeholders and relevant parties on Changes 1 and 3 is summarised in **Table 2.2**.
- 2.2.2 Negotiations are ongoing with the Affected Persons in relation to Change 3 on the additional land plot. The Applicant has been liaising with the Affected Persons and is seeking to obtain consent in terms of Article 4 of the CA Regulations for the inclusion of the temporary land use of the additional land in Article 32 of the Draft DCO [**REP2-044** and **REP2-045**]. However due to the COVID-19 government restrictions, the Applicant is seeking to obtain approval by email as face-to-face meetings are unable to take place as explained in **Table 2.2** below.

Table 2.2 – Summary of Engagement with relevant stakeholders prior to consultation

Consultee	Summary of discussion/ topics raised	Outcome
Local Authorities - section 42(1)(b)		
Gateshead Council - Claire Richardson (Senior Conservation Officer)	The Applicant highlighted the changes to the Scheme Footprint to include the additional land requirements for the construction period (Change 3). Email sent on 24/01/20.	It was advised that intrusive groundworks should remain outside of the Lamesley Conservation Area in order to minimise potential impacts to extant ridge and furrow earthworks.
Gateshead Council - Rachel Grahame (Tyne and Wear Archaeology Officer – Newcastle City Council)	The Applicant highlighted the changes to the Scheme Footprint to include the additional land requirements for the construction period (Change 3). Phone call and email sent on 23/01/20. Further discussion took place to confirm the additional land survey and impacts to ridge and furrow on 06/02/20.	A programme of geophysical survey was agreed with the Tyne and Wear Archaeological Officer to understand the impacts to any previously unrecorded buried archaeology. In addition, topographical survey was agreed to record any extant earthworks related to the mediaeval village at Lamesley. The geophysical survey has revealed very little of any archaeological significance – refer to Appendix B, Geophysical Survey Report of ES Addendum Additional Land [EXA/D4/009]. The Tyne and Wear Archaeological Officer confirmed that no further work is required. It is thought that the conservation area boundary denotes the edge of the extent earthworks relating to the medieval village. Therefore, the additional land will be outside of the area of ridge and the Historic Environment Records will be revised accordingly.
Gateshead Council – Janet Charlton (Senior Landscape Architect)	Discussion on the design of the temporary bunds and potential additional land layout (Change 3). Request for additional information on the Allerdene 3-span viaduct option (change 1) – phone call	Feedback was provided on the design of the temporary bunds and potential additional land layout for Change 1. Concerns were raised over issues of additional lighting and opportunities for temporary enhancements through seeding of

	<p>on 27/01/20.</p> <p>Email on 18/02/20 in relation to Allerdene 3-span viaduct.</p>	<p>bunds. The scope of the assessment was agreed to include construction only to reflect the temporary nature of the impacts.</p> <p>Gateshead Council agreed the proposed scope for the additional landscape and visual assessment of Change 1. The landscape and visual aspects scope in are: Landscape character – construction (daytime and night-time); Landscape character – operation; Visual Amenity – construction (daytime and night time) and Visual Amenity - operation.</p>
<p>Gateshead Council – Peter Shield (Ecology Officer)</p>	<p>The Applicant highlighted the changes to the Scheme Footprint to include the additional land for the construction period (Change 3). Discussion involved scoping of survey requirements- 28/02/20.</p>	<p>Gateshead Council have not provided any further comments on the survey requirements. The Applicant contacted the Council again during week commencing 13 April 2020, but no response has been received.</p>
<p>Prescribed persons – section 42(1)(a)</p>		
<p>Natural England – Andrew Whitehead</p>	<p>The Applicant highlighted the changes to the Scheme Footprint to include the additional land for the construction period (Change 3). Discussion involved scoping of survey requirements - 28/02/20.</p>	<p>Natural England have agreed with the recommended surveys. This consists of completing the following: extended Phase I habitat survey; bat preliminary assessments of trees and buildings; wintering bird surveys; breeding bird surveys.</p> <p>Clarification on bat survey effort was requested by Natural England in order to inform the discussion regarding appropriate survey effort. Natural England confirmed that the approach detailed within the Additional Land ES Addendum [EXA/D4/009] was an appropriate approach and no further bat survey effort was required.</p>
<p>Coal Authority – Chris MacArthur</p>	<p>The Coal Authority advised that the presence of development high risk areas link to coal outcrops within the additional</p>	<p>Confirmation that a CMRA is not required.</p> <p>The Coal Authority provided a</p>

	<p>land (Change 3) to be used as a temporary construction compound does not require further Coal Mining Risk Assessment (CMRA) due to temporary nature of the proposed development.</p> <p>The Coal Authority were also consulted on Changes 1 and 3 as a section 42(1)(a) prescribed person. They are also identified as an Affected Person under the CA Regulations due to rights relating to plot 3/13a.</p>	<p>response to the consultation on 30 March and advised they have no further comments (refer to Table 1 of Appendix A). No comments have been received in relation to their status as an Affected Person.</p>
<p>Environment Agency (EA) – Lucy Mo and Caroline Maarouf</p>	<p>The Applicant confirmed they have submitted ES Addendums as part of the Application. The EA requested a copy at a meeting on 02/04/2020 (Applicant previously posted by mail, but EA office is temporarily closed).</p> <p>The EIA has assessed the worst-case scenario which has been submitted as part of the ES Addendum for the Allerdene 3-span viaduct (Change 1). Water was scoped out of the scoping report as there would be no worsening of effects</p>	<p>The Applicant resent links to the Addendums for EA review on 2 April 2020. The EA are undertaking an internal review and have asked for comments internally by 18 April 2020. The Applicant expects to receive comments from the EA after Deadline 4.</p>
<p>Historic England - Lee McFarlane</p>	<p>The Applicant emailed Historic England on 7 April 2020 with the consultation documents on Changes 1 and 3 for information purposes (refer to Table 1 of Appendix A for justification).</p>	<p>A response was received from Historic England on 15 April 2020 confirming they were satisfied that heritage was scoped out of the assessment within the Environmental Statement Addendum (3 -span viaduct) [EXA/D4/011]. They also confirmed they agreed with the impacts/mitigation (or lack of) for the additional land assessment within the Environmental Statement Addendum (Additional Land) [EXA/D4/009]. It was noted that any impacts to the Lamesley</p>

		Conservation Area are fully within the remit of the Gateshead Council Senior Conservation Officer.
Land Interests (Affected Persons under CA Regulations)		
Craig William Barnaby <i>(new interest)</i>	The Applicant contacted Mrs Skoyles-Kelly (niece of Mr Barnaby who is representing both him and Mr Joseph Skoyles) in February 2020 to discuss the Scheme in relation to additional land plot 3/13a, compensation rights and access to his land for surveys.	Mr Barnaby rejected the initial offer and a revised offer was put forward over the phone on 14 April 2020 and in writing on 15 April 2020. The offer was received favourably over the phone, but nothing has been confirmed in writing yet.
Joseph Skoyles <i>(new interest)</i>	<p>The Applicant met with Mr Skoyles in February 2020 to discuss the Scheme in relation to additional land plot 3/13a, compensation rights and access to his land for surveys. Mr Skoyles also discussed the possibility that alternative land may be required for his horses during the Scheme construction as he does not believe what is left will be sufficient.</p> <p>The Applicant is currently in negotiations with Mrs Skoyles-Kelly in relation to a revised offer of compensation.</p>	<p>Mr Skoyles (represented by Mrs Skoyles) rejected the initial offer and a revised offer was put forward over the phone on 14 April 2020 and in writing on 15 April 2020. The offer was received favourably over the phone, but nothing has been confirmed in writing yet.</p> <p>The Applicant is currently seeking to obtain agreement by email rather than through a formal consent letter. The reason for this is due to the COVID-19 government restrictions and personal circumstances of the land owner which means a face to face meeting is not possible.</p> <p>In relation to the keeping of horses, the Applicant has confirmed with Mr Skoyles that he will be able to keep his own horses on the land during construction of the Scheme but could lose income in rent from other horse owners. The Applicant's compensation offer replaces this with an equivalent rent so overall this will not be financially detrimental to Mr Skoyles.</p>
Thomas Arthur Hamish Ninth Baron Ravensworth (as	The Applicant issued a formal offer of compensation on 21 February 2020.	The Applicant's initial offer has been rejected and the Applicant is currently in negotiations with the land agent.

executor of Lord Arthur Waller Eighth Baron Ravensworth in respect of mines and minerals)		
Coal Authority *Section 42(1)(a) prescribed person and Affected Person under the CA Regulations	See earlier entry in this Table for latest update in relation to this consultee.	

3 Overview of Consultation Responses

3.1 Consultation Responses Received

- 3.1.1 This section provides an overview of consultation responses received in relation to Changes 1 and 3 between Tuesday 17 March 2020 and Tuesday 14 April 2020.
- 3.1.2 The Applicant received 4 responses by email within the consultation period. Key themes included:
- Concerns about the impact of Change 3 on construction traffic, Conservation Area, ecology, flooding, cumulative impact with other developments, and request for an alternative site;
 - Query if C3 budget estimate was required from a statutory undertaker;
 - Consultee had no further comments to make.
- 3.1.3 The Applicant received a phone call from a resident on 20 March to advise they had received a consultation letter addressed to their spouse who had passed away in 2019. The Applicant has amended its records to reflect this.
- 3.1.4 A late response from Northern Gas Networks was received on 17 April 2020. This has been included in **Table 3.1** below for completeness.

3.2 Details of Responses and Applicant's Response

- 3.2.1 The consultation responses received, along with the Applicant's response, are presented in **Table 3.1**.
- 3.2.2 The Applicant responded to the concerns about the impact of Change 3 by email during week commencing 20 April 2020 to the resident (**Table 3.1 Ref 1**) to clarify their queries and provide more information on the predicted impacts from the environmental assessment. The other consultees received an acknowledgement or confirmation that no C3 budget estimates were required in relation to statutory undertakers' assets and their location to assist with detailed design.

Table 3.1 - Responses to Consultation

Ref	Consultee	Matter Raised	Applicant's response
1	Lynn Wilson	<p>In response to your recent communication - ES Addendum: Additional Land- Non – Technical Summary, I would like the following comments to be taken into account when considering if this is the appropriate place to locate the material stock piling facility: -</p> <p>I am contacting you as resident of Lamesley as I am concerned about the nature and extent of the above-mentioned proposal. Lamesley is a highly picturesque village and a conservation area benefitting from historical buildings (St Andrews dates back to 1758).</p> <p>It is accessed from the Coal House roundabout by a small country road, not intended for heavy duty traffic flow.</p> <p>There are a number of restrictions placed on the residents to maintain this as a conservation area (restrictions on what buildings can be erected/altered, which trees can be removed etc).</p> <p>We would also like these restrictions adhered to on any planning application or planned works, which will fundamentally alter the look and feel of such a small village. As the proposed site is within a Conservation Area and greenbelt land, we believe that the design, scale, character, its location, and the choice of position are detrimental to the appearance of the Conservation Area and most certainly the proposal has a negative impact on the historic setting of Lamesley.</p>	<p>The environmental impact assessment (EIA) for the additional land acknowledges that there will be a moderate adverse impact to the Conversation Area during the construction phase of the Scheme. However, these impacts are temporary and reversible since it is proposed that the site should be returned to pasture following the construction phase of the Scheme. The requirements set out in the Outline Construction Environmental Management Plan (CEMP) [REP2-050 and 051], to avoid impacts to any extant ridge and furrow within the Conservation Area boundary, are in place to prevent permanent impacts to the significance of the Conservation Area. The assessment and the requirements in the CEMP were agreed in consultation with Gateshead Council Conservation Officer.</p>

Ref	Consultee	Matter Raised	Applicant's response
		<p>The area is also a wetlands area with significant wildlife including nesting birds and we do feel that any significant increase in traffic will lead to a change in the “small village” appearance and cause imbalance in the natural habitat of the area as well as an increase in noise pollution from a substantial increase in vehicular activity. Gateshead Council has done an excellent job at providing wetlands and pastures which has greatly improved the appearance of Lamesley and has done a wonderful job at attracting nesting birds.</p>	<p>The wetland and pasture areas are comprised in Lamesley Meadows Local Wildlife Site (LWS). This area falls outside the Scheme Footprint as amended by the inclusion of the additional land. However, an assessment of impacts for this LWS has been included within the Chapter 8: Biodiversity [APP-029: Paragraphs 8.10.2 to 8.10.6; 8.10.19 to 8.10.21] and the Additional Land Addendum [EXA/D4/009: Table 5-3 and Paragraph 5.9.1]. This included an assessment of the existing bird population. A number of mitigation measures to reduce impacts have been included within the Outline CEMP. These measures include reinstatement of existing habitats post-construction and creation of connective habitat corridors throughout this area [REP2-050 and REP2-051: B2]. The creation of the grassland areas and habitat corridors will reduce impacts to the existing bird populations. Additionally, the inclusion of fruiting species that provide winter berries for thrushes and finches, will also provide a food source for the existing bird populations during the wintering period [REP2-050 and REP2-051: B19].</p>
		<p>However, they have recently approved a housing Scheme in Kibblesworth for an additional 225 proposed homes with at least one car per home travelling past these sanctuaries daily and on to Coal House roundabout. They have also approved a housing scheme at Marley Hill – which is now partially built, and we can already see the increase in traffic flow down Haggs Lane and on to Coal House roundabout. There is a current planning application in with</p>	<p>The Transport Assessment Report (TAR) [APP-173] has assessed the cumulative impacts associated with proposed housing and employment developments within 2km of the Scheme including the housing development at Kibblesworth. However, the approved Marley Hill development for 89 dwellings was beyond the 2km limit for schemes incorporated specifically in the model and the scale of the development was less than the threshold at which it is considered a single development could have a material impact. The modelling does</p>

Ref	Consultee	Matter Raised	Applicant's response
		<p>Gateshead Council - Application number DC/20/00123/FUL - RE: Creation of a "regional hub" comprising six single storey buildings to provide site offices, welfare, training and security facilities, a 300 space car park and associated works, to be retained for a five year period. Located Opposite Lamesley Garden Centre Haggs Lane, Lamesley, Gateshead, NE11 0HA.</p> <p>This will inevitably lead to a potential increase of a further minimum 300 vehicles making at least two trips per day over 2 shifts (as per the Transport Assessment report) - a minimum of an additional 1200 vehicles travelling between Coal House roundabout and Haggs Lane, in addition to numerous HGV's and works vehicles making various trips throughout the day backwards and forwards to the construction site. This will substantially increase the traffic volume on country lanes in and around the village which are not intended for heavy duty traffic flow.</p> <p>There appears to be no joined up thinking between Gateshead Council and Highways England when considering the effects of placing the proposed "regional hub", the "material stockpiling facility", together with recent housing schemes which have been approved, - all with vehicles travelling in and around the small village of Lamesley. Haggs Lane and Lamesley Road are already congested routes during peak times. Commuters from Sunnyside and Whickham use the road as a "rat run" to the A1 or Team Valley.</p>	<p>include an adjustment factor to account for background traffic growth from this type of development in the form of TEMPRO growth factor. It is considered that the modelling of the traffic impacts of the Scheme are robust.</p> <p>The Regional Hub at Haggs Lane is to be subject to a separate planning application with Gateshead Council by Costain Jacobs Partnership (CJP), which is the proposed contractor for the Scheme. The CJP Regional Hub is not part of the Scheme and is to be considered separately as part of the separate planning application. CJP will need to satisfy Gateshead Council and Highways England that the Regional Hub facility will not have a material impact on the local or strategic road network or prejudice the delivery of a Nationally Significant Infrastructure Project on the assumption that the Scheme is being constructed – the Regional Hub must assess the Scheme as opposed to the other way around.</p> <p>The proposed amendment to the Application to include a larger material stockpile area adjacent to the red line boundary at the junction 67 (Coal House) construction compound would allow the contractor to distribute the vehicle movements more evenly throughout the day. The just-in-time delivery approach previously proposed for the embankment fill material would generate more pronounced peaks in vehicle movements. The use of a larger stockpile area adjacent to the works, would reduce the peaks, thereby reducing the impact on the customer and stakeholders. The larger stockpile would</p>

Ref	Consultee	Matter Raised	Applicant's response
		<p>Furthermore, once you get to the Haggs Lane/Greenford lane junction you have merging traffic from Ouston/Marley Hill and Kibblesworth. Carrying on to the Smithy Lane/Lamesley Road roundabout you have merging traffic from Birtley and Smithy Lane. This roundabout has already seen a significant rise in volume of traffic due to the TWP Pallet Company and the railway sidings operation being based on Smithy Lane, it is a bottleneck with queuing traffic, during rush hour, coming from the roundabout leading up Haggs Lane for approximately 1000 metres. This is all traffic trying to access Lamesley Road and on to the Coal House roundabout.</p> <p>I feel the location of your proposed site is going to add further increased traffic to an already overloaded road which is very congested route, especially during peak times.</p>	<p>also enable large construction plant used for earthworks operations to work more efficiently therefore producing less emissions than placing the same material at a much slower rate when relying upon the material to be transported to the deposition area at a just-in-time fashion.</p>
		<p>Another concern is the flooding issues we have in around the village and, in particular, on the road bridge near Lamesley Road roundabout, whereby traffic will often travel down the middle of the road in times of moderate rainfall to be able to pass safely through the standing water.</p> <p>I appreciate you have carried out a desktop study but would suggest you may wish to visit Lamesley after a moderate rainfall to see for yourself the level of flooding that causes major disruption to traffic around our small village.</p> <p>When we had a rainfall event in 2012, this rendered the road from the Coalhouse roundabout up to</p>	<p>In terms of the road bridge near Lamesley Road roundabout, it is assumed that the reference is to the road bridge on Haggs Lane. As this is upstream of the Scheme, no impacts from the Scheme are predicted as there will be no change in flood regime here. This has been demonstrated by river modelling agreed by the Environment Agency.</p> <p>Also, we consider that the flooding associated with the 2012 rainfall event was either localised or related to the River Team. If it was localised then as it is upstream of the Scheme, the associated works will have no impact. If it was related to the River Team, (a Main River) which Haggs Lane crosses, the Environment Agency (as the</p>

Ref	Consultee	Matter Raised	Applicant's response
		<p>Lamesley Road roundabout and then further up Higgs Lane toward the junction with Greenford Lane, completely impassable and was indeed closed off by the police.</p> <p>I strongly believe the creation of more areas of hardstanding will inevitably increase the levels of flooding we have in and around the village.</p>	<p>responsible body) are currently developing a Flood Alleviation Scheme (Lamesley Pastures) to reduce the general flood risk, although this aspect does not comprise part of the Scheme.</p> <p>In terms of the additional hardstanding, a robust surface water drainage regime will be in place for both the construction and operational phases of the Scheme to restrict runoff to the pre-development rates. This has been agreed with Gateshead Council as the Lead Local Flood Authority (LLFA). Although, this will be developed during detailed design it is expected to include ponds, and underground crates. This will ensure that there is no increase in surface water or fluvial flooding as a result of the Scheme. This is secured by W14 of the CEMP [REP2-050 and REP2-051].</p>
		<p>I would propose that you should make use of areas within Team Valley which are more suited to this purpose. Team Valley is ideally set up with dual carriageways on the main entrance and exit roads, to handle the volume of traffic which this site is envisaged to have.</p> <p>There are a number of vacant land plots – including the former site at the northern end of Team Valley and the former BT site, on Eighth Avenue. There are a number of vacant offices or industrial buildings that could serve the purpose of the welfare and office facilities, should they be required for these works.</p>	<p>There has been analysis undertaken of potential compound locations that may be utilised and recommendations made of the preferred options. The assessment considered a number of factors to determine the suitability or otherwise of each location. This included the size, topography and site features of the location, the means of access and egress to the highway network, the distance and journey times from compound to site, the presence of locally available services, the current land use / availability and the proximity to sensitive stakeholders such as residential properties and schools.</p> <p>After consideration of a number of locations along the route and the advantages and disadvantages of each, it was recommended that the following compound strategy</p>

Ref	Consultee	Matter Raised	Applicant's response
			<p>be adopted on the Scheme:</p> <ul style="list-style-type: none"> • The primary compound should be at Junction 67 (Coal House) roundabout and will be required to facilitate the construction of Allerdene Bridge, Kingsway roundabout and the other works in this vicinity. • The compound at Junction 66 (Eighton Lodge) will be used for the works associated with the rest of the Scheme. • The Junction 66 compound will be securely fenced and gated and support office facilities for the Scheme staff, welfare facilities for the workforce, sufficient materials, plant, fuel and subcontractor storage areas, traffic management yard, materials testing laboratory, waste disposal facilities, staff and commercial parking. <p>There are two further secondary working compounds that will be required for demolition of the existing Allerdene Bridge demolition works and extension of the Longbank Bridleway Underpass. This is provided in Appendix A of the Outline CEMP [REP2-050 and 051].</p> <p>The other locations considered for compounds were as follows:</p> <ul style="list-style-type: none"> • Land west of Smithy Lane Overbridge bounded by the East Coast Main Line – the site has poor visibility off Smithy Lane for access traffic, this location would not safely sustain multiple vehicle movements on and off the highway, the size is limited and the site currently heavily wooded.

Ref	Consultee	Matter Raised	Applicant's response
			<ul style="list-style-type: none"> • Junction 66 (Eighton Lodge) off A167 - the access / egress off A167 is suitable however visibility and traffic volumes may dictate measures to improve the access / egress from the compound, the size is limited, and a residential area exists to the south and may therefore be unsuitable as a compound. • Junction 65 (Birtley) off the A1231 roundabout northern approach - the access / egress appears suitable although some works will be required to improve this facility. The topography is acceptable however power lines at a high level cross the site. It is not known if service connections are available locally. It abuts the Angel of the North fishing lakes to the South and as such may not be appropriate due to the negative environmental and recreational affects the compound may have. • Armstrong Industrial Estate south of Junction 65 (Birtley) - the topography is split level with a combination of tarmac, concrete and grassland surfaces and it is of some distance from the site with potential for traffic congestion at peak times.
		<p>Your document concludes “The assessments presented in this ES Addendum have concluded that although the use of the additional land would result in impacts, overall the use of the additional land would not result in additional significant effects to those previously present in the ES and effects would be comparable.”</p> <p>However, I would sincerely hope that Highways</p>	<p>As detailed in the ES [APP-036], the Cumulative and Combined Assessment assesses the impacts associated with 'other developments' which could have a potential significant cumulative effect. This assessment was conducted in line with the Planning Inspectorate Advice Note Seventeen – Cumulative Effects Assessment relevant to Nationally Significant Infrastructure Projects* which sets out a four-stage approach to the assessment of cumulative effects.</p>

Ref	Consultee	Matter Raised	Applicant's response
		<p>England, together with Gateshead Council, begin to join the dots with regards to what has already been agreed for housing developments in Marley Hill and Kibblesworth, and the current “regional Hub” planning application and the effect all of this this will have on the surrounding area, instead of viewing each project in isolation.</p> <p>We cannot, and should not, be destroying the greenbelt areas when there are suitable alternatives already in existence which are not being utilized and are far more fit for purpose.</p> <p>At what stage do we declare that Lamesley is no longer a conservation area?</p>	<p>Stage 1 of this process was to identify the initial 'long list' of 'other developments' to be considered within the cumulative assessment. 'Other developments' to be included within the 'long list' were derived from the Schemes' air quality and noise and vibration affected road network and the largest environmental study area (see Chapter 15: Cumulative and Combined Assessment, paragraph 15.6.4 [APP-036] of the 2019 ES for further details). The 'long list' for this Cumulative Assessment is presented in Appendix 15.1- Long List of Proposed Developments [APP-167] of the 2019 ES.</p> <p>Stages 2 and 3 require information gathering from databases managed by local planning authorities and filtering of the 'long list' (using the criteria outlined in Chapter 15: Cumulative and Combined Assessment, paragraph 15.4.24 [APP-036] of the 2019 ES) in order to identify the 'short list' of 'other developments'. The 'other developments' identified on the 'short list' were considered as part of the cumulative assessment.</p> <p>This filtering process (detailed in Chapter 15: Cumulative and Combined Assessment, paragraph 15.4.24 a) and Table 15-4 [APP-036] of the ES), screened out 'other developments' due to the relative uncertainty regarding the status of their application. For example, if an application had not been consented, or no date for commencement of construction was available such developments were screened out. This also includes 'other developments' where the status of their application was denoted as 'awaiting decision'.</p>

Ref	Consultee	Matter Raised	Applicant's response
			<p>Please see below our response in regard to each development identified:</p> <ul style="list-style-type: none"> • Hags Lane Regional Hub planning application (DC/20/00123/FUL) has been included within the 'long list' for the cumulative assessment. However, as per the Cumulative Assessment methodology detailed in Chapter 15: Cumulative and Combined Assessment, Section 15.4 [APP-036] of the ES, this planning application was not assessed, as the planning application was 'awaiting decision' at the time when the assessment was conducted. • With regards to the Marley Hill planning application (DC/19/00477/FUL), this application is outside of the defined study area and therefore was not included in the cumulative assessment. • With regards to the Kibblesworth planning application (DC/20/00009/OUT), as per the methodology set out in Chapter 15: Cumulative and Combined Assessment, Section 15.4 [APP-036] of the 2019 ES, this planning application was not assessed as the application was 'awaiting decision' at the time when the assessment was conducted. <p>In summary, each of the developments identified in this response were considered and deemed to not have met the criteria for consideration as part of the cumulative assessment due to the reasons outlined above.</p> <p>*Reference: The Planning Inspectorate. (2015). Advice Note Seventeen. Cumulative Effects Assessment</p>

Ref	Consultee	Matter Raised	Applicant's response
			<p>relevant to Nationally Significant Infrastructure Projects. Available at: https://infrastructure.planninginspectorate.gov.uk/wp-content/uploads/2015/12/Advice-note-17V4.pdf</p> <p>The EIA assessment concluded that the impacts to the Conservation Area during construction will be temporary and would be mitigated when the additional land is returned to pasture. Therefore, the Scheme will not have a permanent impact on the status and significance of the Conservation Area.</p>
2	The Coal Authority	<p>Thank you for your consultation letter of 16 March 2020 seeking the views of The Coal Authority on the additional information.</p> <p>The Coal Authority has no further observations to make at this current time and would reiterate the comments made in our consultation response letter dated 5 December 2017, which remain valid.</p>	The Coal Authority's response was acknowledged and noted.
3	Vodafone	<p>Please confirm if you require a C3 budgetary estimate for this?</p> <p>If yes, please send all the scheme related proposals to us. Please ensure you include a plan showing the proposed works. (A location plan alone is insufficient). Please attach a detailed plan showing all your proposed works and also for all the dig works involved, the excavation depths (in mm) is mandatory.</p>	The Applicant has confirmed that no C3 budget estimate is required as this is outside the area of geographical interest for the Applicant. A C3 estimate has already been obtained for the existing Scheme.
4	Natural England	Thank you for your consultation on the above dated 16 March 2020 which was received by Natural England on 17 March 2020.	Natural England's response was acknowledged. The Applicant has drafted a Reasoned Statement for Bat Licences that will inform the Letters of No Impediment.

Ref	Consultee	Matter Raised	Applicant's response
		<p>Natural England is a non-departmental public body. Our statutory purpose is to ensure that the natural environment is conserved, enhanced, and managed for the benefit of present and future generations, thereby contributing to sustainable development.</p> <p>Additional land at Junction 67 for material stockpile during construction Having considered the detail in the ES Addendum, and in particular the information relating to biodiversity impacts, Natural England does not consider the changes to be of a significance that would warrant a different opinion from that detailed in our Relevant and Written Representations to the Planning Inspectorate. I am aware that Wildlife Licensing colleagues are in conversation with your consultants regarding the implications for Letters of No Impediment for the scheme and understand that any further information that may be required will be provided to enable these letters to be produced.</p> <p>Three Span Viaduct option for replacement of Allerdene Bridge Having considered the detail in the ES Addendum Natural England does not consider the changes to warrant an alteration to the position we have previously detailed to the Planning Inspectorate in Relevant and Written Representations for this scheme and have no comments to make.</p>	<p>This is expected to be provided to Natural England during week commencing 20 April 2020.</p>

Ref	Consultee	Matter Raised	Applicant's response
5	Northern Gas Networks Limited	<p>Further to the consultation letter received by Northern Gas Networks Limited ('NGN') on 16 March 2020 in relation to the above, please accept this email in response on behalf of NGN. Although the deadline for responses to the consultation document was 14 April 2020, we hope that the comments cited below will still be included as part of the Consultation Statement to be submitted to the Planning Inspectorate.</p> <p>After careful consideration of the consultation documents and in light of the previous representations made by NGN in relation to the current DCO, NGN support the inclusion of the additional land <i>subject to</i> the reservation of space within the original order limits for the CNG filling station. Such caveat reflects the stance which has consistently been taken by NGN in previous submissions during the DCO process.</p>	<p>The Applicant acknowledges NGN's response and it is included for consideration as part of the consultation. The Applicant is providing NGN with a plan to show the land reserved for the CNG filling station.</p>

4 Conclusion

- 4.1.1 The Applicant has undertaken consultation in relation to the Allerdene 3 span viaduct option (Change 1) and additional land (Change 3) it has sought to make to its DCO Application for the Scheme.
- 4.1.2 The consultation ran from Tuesday 17 March 2020 to Tuesday 14 April 2020. In total, 4 responses to the consultation were received by the Applicant within the consultation period. One late response was provided after the deadline by Northern Gas Networks Limited on 17 April 2020 which has also been included in the responses. The Applicant has carefully reviewed all consultation responses received and provided a response as set out in **Table 3.1 of Chapter 3** of this Statement.
- 4.1.3 The consultation comments have either identified concerns which have been addressed in the ES Addendum for the additional land, or received feedback that there are no comments or asking the Applicant if more information is required. Therefore, the Applicant considers that no further changes are required to the Scheme as a result of the consultation comments received.
- 4.1.4 The Applicant considers that it has publicised the proposed changes in a way that responds to the Examining Authority's Rule 8 letter and Inspectorate's Advice Note 16, as well as the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017. The inclusion of additional land triggers the CA Regulations and the Applicant has provided justification for the consultation methods and publicity used.

APPENDICES

Appendix A – List of Consultees and Affected Persons

Table 1 - List of section 42(1)(a) consultees

Table 2 – List of section 42(1)(b) consultees – local authorities

Table 3 –List of Affected Persons under the CA Regulations

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
Schedule 1 APFP prescribed consultees					
1	The Welsh Ministers	N/A	N	Excluded as Changes 1 and 3 do not affect land in Wales.	N/A
2	The Scottish Executives	N/A	N	Excluded as Changes 1 and 3 do not affect land in Scotland.	N/A
3	The relevant Northern Ireland Department	N/A	N	Excluded as Changes 1 and 3 do not affect land in Northern Ireland.	N/A
4	Health and Safety Executive	Health and Safety Executive	N	Excluded as the Applicant does not consider that Changes 1 and 3 would be likely to affect the functions or interests of the Health and Safety Executive (HSE). Previous comments from HSE identified major hazard installations in the area and recommended contact was made with Northern Gas Networks (NGN) Limited to ensure works do not compromise the integrity of the pipeline.	N/A

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
				The Applicant has continued ongoing discussions with NGN Ltd in relation to their assets. Therefore, HSE has been scoped out of further consultation given the nature of the changes proposed to the Application.	
5	The National Health Service Commissioning Board and the relevant clinical commissioning group (CCG)	NHS England Commissioning Board NHS CCG for Newcastle Gateshead NHS CCG for Sunderland	N	Excluded as the Applicant does not consider that Changes 1 and 3 would be likely to affect the functions or interests of the NHS England Commissioning Board or local NHS CCGs. No comments had been received from them during previous consultations, therefore they have been scoped out of further consultation.	N/A
6	The relevant Health Board	N/A	N	Excluded as Changes 1 and 3 do not affect land in Scotland	N/A
7	Natural England	Andrew Whitehead Lancaster House	Y	Included as the Applicant considers that Changes 1 and	Post with follow up email

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
		<p>Hampshire Court Newcastle upon Tyne, NE4 7YH Andrew.Whitehead@naturalengland.org.uk</p> <p>Natural England Consultation Service Hornbeam House Electra Way Crewe Business Park Crewe Cheshire CW1 6GJ consultations@naturalengland.org.uk</p>		3 would be relevant to the functions of Natural England.	on 2 April 2020
8	The Historic Buildings and Monuments Commission for England	Historic England	N	<p>Not formally included as the Applicant does not consider that Changes 1 and 3 would be likely to affect the functions or interests of Historic England.</p> <p>However, Historic England were sent the consultation documents for information</p>	Email for information purposes sent to Lee McFarlane (Inspector of Ancient Monuments -

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
				purposes in any event.	North East) on 7 April 2020. Historic England's response is provided in Table 2.2.
9	The relevant fire and rescue authority	Tyne and Wear Fire and Rescue Service	N	Excluded as the Applicant does not consider that Changes 1 and 3 would be likely to affect the functions or interests of the Tyne and Wear Fire and Rescue Service. No comments have been received from them during previous consultations, therefore they have been scoped out of further consultation.	N/A
10	The relevant police authority	Police and Crime Commissioner for Northumbria	N	Excluded as the Applicant does not consider that Changes 1 and 3 would be likely to affect the functions or interests of the Police and Crime Commissioner for Northumbria. No comments	N/A

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
				have been received from them during previous consultations, therefore they have been scoped out of further consultation.	
11	The relevant parish council, or where the application relates to land in Wales or Scotland the relevant community council	Lamesley Parish Council Councillor Bob Harrison (Chairman) Malcolm D'Northwood (Parish Clerk) 3 St Mary's Street Blackhill Consett County Durham, DH8 8PG lamesleyparishcouncil@gmail.com m.dnorthwood@talktalk.com	Y	Included as the Applicant considers that Changes 1 and 3 would be relevant to local residents represented by Lamesley Parish Council.	Post with follow up email on 2 April 2020
12	The Environment Agency	The Environment Agency Stephen Marshall Tyneside House Skinnerburn Road Newcastle Business Park Newcastle Upon Tyne, NE4	Y	Included as the Applicant considers that Changes 1 and 3 would be relevant to the functions of the Environment Agency.	Post with follow up email on 2 April 2020

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
		7AR stephen.marshall@environment-agency.gov.uk			
13	The Scottish Environment Protection Agency	N/A	N	Excluded as Changes 1 and 3 do not affect land in Scotland.	N/A
14	The Scottish Human Rights Commission	N/A	N	Excluded as Changes 1 and 3 do not affect land in Scotland.	N/A
15	For projects in England: the relevant AONB Conservation Boards.	N/A	N	Excluded as Changes 1 and 3 do not affect an AONB that is managed by a Conservation Board.	N/A
16	Royal Commission on Ancient and Historical Monuments of Wales	N/A	N	Excluded as Changes 1 and 3 do not affect land in Wales.	N/A
17	The Natural Resources Body for Wales (NRW)	N/A	N	Excluded as Changes 1 and 3 do not affect land in Wales.	N/A
18	The Joint Nature Conservation Committee (JNCC)	N/A	N	Excluded as Changes 1 and 3 do not affect the marine environment.	N/A

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
19	Scottish Natural Heritage	N/A	N	Excluded as Changes 1 and 3 do not affect land in Scotland.	N/A
20	The Maritime and Coastguard Agency	The Maritime and Coastguard Agency	N	Excluded as Changes 1 and 3 do not affect the maritime or coastal environment, or the shipping industry.	N/A
21	The Marine Management Organisation (MMO)	The Marine Management Organisation (MMO)	N	Excluded as Changes 1 and 3 do not affect the maritime area in England and Wales.	N/A
22	The Scottish Fisheries Protection Agency (Marine Scotland)	N/A	N	Excluded as Changes 1 and 3 are not likely to affect the fisheries industry in Scotland.	N/A
23	The Civil Aviation Authority	The Civil Aviation Authority	N	Excluded as Changes 1 and 3 are not likely to affect an airport or its current or future operation.	N/A
24	The Secretary of State for Transport	Department for Transport	N	Excluded as the Applicant does not consider that Changes 1 and 3 would be likely to affect the functions or interests of the Secretary of State (SoS) for Transport. The SoS was	N/A

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
				<p>consulted as part of the 2018 statutory consultation on the Scheme, although no response was received.</p> <p>The proposed changes to the Scheme are not assessed to have impacts on the road network or volume of traffic that are not already assessed in the Transport Assessment Report [APP-173] submitted with the Application.</p>	
25	Integrated Transport Authorities (ITAs) or Passenger Transport Executives (PTEs)	North East Combined Authority	N	<p>Excluded as the Applicant does not consider that Changes 1 and 3 would be likely to affect the functions or interests of the relevant integrated transport area of the ITA, whose functions have been transferred to the North East Combined Authority.</p> <p>The proposed changes to the Scheme are not assessed to have impacts on the road network or volume of traffic</p>	N/A

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
				that are not already assessed in the Transport Assessment Report [APP-173] submitted with the Application.	
26	Integrated Transport Authorities (ITAs) or Passenger Transport Executives (PTEs)	NEXUS (Tyne and Wear Passenger Transport Executive)	N	Excluded as the Applicant does not consider that Changes 1 and 3 would be likely to affect the functions or interests of the relevant integrated transport area of the Passenger Transport Executive, managed by NEXUS. The proposed changes to the Scheme are not assessed to have impacts on the road network or volume of traffic that are not already assessed in the Transport Assessment Report [APP-173] submitted with the Application.	N/A
27	The relevant highways authority	Gateshead Council Highways Authority, Civic Centre, Regent Street, Gateshead,	N	Excluded as the Applicant does not consider that Changes 1 and 3 would be	N/A

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
		<p>NE8 1HH</p> <p>Head of Highways transportDC@gateshead.gov.uk</p>		<p>likely to affect the functions or interests of Gateshead Council as the relevant highways authority.</p> <p>The proposed changes to the Scheme are not assessed to have impacts on the road network or volume of traffic that are not already assessed in the Transport Assessment Report [APP-173] submitted with the Application.</p> <p>Gateshead Council were however consulted as a section 42(1)(b) local authority – See Table 2 of Appendix A.</p>	
28	The relevant highways authority	<p>Sunderland City Council Highways Authority, PO Box, Civic Centre, Burdon Road, Sunderland, SR2 7DN</p> <p>Head of Highways Network.control@sunderland.gov.uk</p>	N	<p>Excluded as the Applicant does not consider that Changes 1 and 3 would be likely to affect the functions or interests of Sunderland City Council as the relevant highways authority.</p> <p>The proposed changes to the</p>	N/A

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
				<p>Scheme are not assessed to have impacts on the road network or volume of traffic that are not already assessed in the Transport Assessment Report [APP-173] submitted with the Application.</p> <p>Sunderland City Council were however consulted as a section 42(1)(b) local authority – See Table 2 of Appendix A.</p>	
29	The relevant strategic highways authority	Highways England – Yorkshire and the North East, Spatial Planning Team, Lateral, 8 City Walk, Leeds, LS11 9AT planningYNE@highwaysengland.co.uk	N	Excluded as the Applicant does not consider that Changes 1 and 3 would be likely to affect the road or transport operation and/or planning on roads for which Highways England is the relevant strategic highways authority. However, as this consultee is the Applicant, they have been made aware of the consultation through project committee and internal discussions.	N/A

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
				The proposed changes to the Scheme are not assessed to have impacts on the road network or volume of traffic that are not already assessed in the Transport Assessment Report [APP-173] submitted with the Application.	
30	Transport for London	Transport for London	N	Excluded as the Applicant does not consider that Changes 1 and 3 would be likely to affect transport within, to or from Greater London. They were scoped out as a section 42(1)(c) consultee.	N/A
31	The Coal Authority	Rachael Bust The Coal Authority 200 Lichfield Lane Mansfield Nottinghamshire NG18 4RG planningconsultation@coal.gov.uk	Y	Included as the Applicant considers Changes 1 and 3 would be relevant to the functions of the Coal Authority as they have mineral rights within the area of Changes 1 and 3. (They are also included in Table 3 of Appendix A as	Post with follow up email on 2 April 2020

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
				they are identified as an 'Affected Person' as they have Land rights affected by Change 3).	
32	The relevant internal drainage board	N/A	N	Excluded as there is no relevant internal drainage board in the area. Gateshead Council has been consulted and is the Lead Local Flood Authority.	N/A
33	The Canal and River Trust (formerly the British Waterways Board)	N/A	N	Excluded as the Applicant does not consider that Changes 1 and 3 would be likely to have an impact on inland waterways or land adjacent to inland waterways.	N/A
34	Trinity House	N/A	N	Excluded as the Applicant does not consider that Changes 1 and 3 would be likely to affect navigation in tidal waters.	N/A
35	Public Health England, an executive agency of	N/A	N	Excluded as the Applicant does not consider that	N/A

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
	the Department of Health			Changes 1 and 3 would be likely to involve chemicals, poisons or radiation which could potentially cause harm to people and likely to affect significantly public health.	
36	The relevant local resilience forum	Northumbria Local Resilience Forum	N	Excluded as the Applicant does not consider that Changes 1 and 3 would be likely to affect the functions or interests of the Northumbria Local Resilience Forum.	
37	Relevant statutory undertaker (Railway)	Network Rail Infrastructure Limited Tom Higginson Floor 5 1 Eversholt Street London NW1 2DN TownPlanningSE@networkrail.co.uk Roger.brighthouse@networkrail.co.uk	Y	Included as Changes 1 and 3 would be likely to affect the functions and interests/ assets of Network Rail Infrastructure Limited.	Post with follow up email on 2 April 2020.

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
		Jane.reid@netwrokrail.co.uk			
38	Relevant statutory undertaker (Railway)	DB Cargo (UK) Limited Lakeside Business Park, Carolina Way, Doncaster, DN4 5PN Karen Martin (karen.martin@deutschebahn.com)	Y	Included as Changes 1 and 3 would be likely to affect the functions, interests/ assets of DB Cargo (UK) Limited.	Post
39	Relevant statutory undertaker (Railway)	Highways England Historical Rail Estate	N	Excluded as the Applicant does not consider that Changes 1 and 3 would be likely to affect the functions or interests of Highways England Historical Rail Estate.	N/A
40	Relevant statutory undertaker (Licence Holder-Chapter 1 of Part 1 of Transport Act 2000)	NATS En-Route Safeguarding	N	Excluded as the Applicant does not consider that Changes 1 and 3 would be likely to affect the functions or interests of NATS En-Route Safeguarding.	N/A
40	Relevant statutory undertaker (Universal)	Royal Mail Group	N	Excluded as the Applicant does not consider that	N/A

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
	Service Provider)			Changes 1 and 3 would be likely to affect the functions or interests of Royal Mail Group.	
41	Relevant statutory undertaker (Water and Sewage)	<p>Northumbrian Water</p> <p>Claire Henderson (New Development Advisor) Northumbrian Water Leat House Pattinson Road Washington Tyne and Wear, NE38 8LB developmentenquiries@nwl.co.uk</p> <p>Henry Hirsch (Project Manager - New Development) Northumbrian Water Leat House Pattinson Road Washington Tyne and Wear NE38 8LB henry.hirsch@nwl.co.uk</p>	Y	Included as Changes 1 and 3 would be likely to affect the functions, interests or assets of Northumbrian Water.	Post with follow up email on 2 April 2020

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
42	Relevant statutory undertaker (Public Gas Transporter)	<p>Northern Gas Networks Limited</p> <p>James Cowley (Project Engineer) Northern Gas Network Unit 9 Temple Point Bullerthorpe Lane Colton Leeds, LS15 9JL jcowley@northerngas.co.uk</p> <p>Derfel Owen (DeOwen@northerngas.co.uk)</p>	Y	Included as Changes 1 and 3 would be likely to affect the functions, interests/ assets of Northern Gas Networks Limited.	Post with follow up email on 2 April 2020
43	Relevant statutory undertaker (Public Gas Transporter)	Cadent Gas Limited	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
44	Relevant statutory undertaker (Public Gas Transporter)	Energetics Gas Limited	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
45	Relevant statutory undertaker (Public Gas Transporter)	ES Pipelines Ltd	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
46	Relevant statutory undertaker (Public Gas Transporter)	ESP Connections Ltd	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
47	Relevant statutory undertaker (Public Gas Transporter)	ESP Networks Ltd	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
48	Relevant statutory undertaker (Public Gas Transporter)	ESP Pipelines Ltd	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
49	Relevant statutory undertaker (Public Gas	Fulcrum Pipelines Limited	N	Excluded from consultation because they have no	N/A

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
	Transporter)			apparatus in areas affected by Changes 1 and 3.	
50	Relevant statutory undertaker (Public Gas Transporter)	GTC Pipelines Limited	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
51	Relevant statutory undertaker (Public Gas Transporter)	Independent Pipelines Limited	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
52	Relevant statutory undertaker (Public Gas Transporter)	Indigo Pipelines Limited	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
53	Relevant statutory undertaker (Public Gas Transporter)	Quadrant Pipelines Limited	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
54	Relevant statutory undertaker (Public Gas Transporter)	National Grid Gas Plc	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
55	Relevant statutory undertaker (Public Gas Transporter)	Scotland Gas Networks Plc	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
56	Relevant statutory undertaker (Public Gas Transporter)	Southern Gas Networks Plc	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
57	Relevant statutory undertaker (Public Gas Transporter)	Wales and West Utilities Ltd	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
58	Relevant statutory undertaker (Electricity Distributor with CPO)	Northern Powergrid Craig Carter (North East) Limited Lloyds Court	Y	Included as Change 1 would be likely to affect the apparatus and rights of Northern Powergrid in respect of	Post with follow up email on 2 April 2020

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
	powers)	78 Grey Street Newcastle upon Tyne NE1 6AF Stockton on Tees, TS18 3TU craig.carter@northernpowergrid.com		underground electricity cables and overhead electricity lines related to railway (East Coast Main Line) works and land.	
59	Relevant statutory undertaker (Electricity Distributor with CPO powers)	ESP Electricity Limited	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
60	Relevant statutory undertaker (Electricity Distributor with CPO powers)	Energetics Electricity Limited	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
61	Relevant statutory undertaker (Electricity Distributor with CPO powers)	G2 Energy IDNO Limited	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
62	Relevant statutory undertaker (Electricity Distributor with CPO powers)	Harlaxton Energy Networks Limited	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
63	Relevant statutory undertaker (Electricity Distributor with CPO powers)	Independent Power Networks Limited	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
64	Relevant statutory undertaker (Electricity Distributor with CPO powers)	The Electricity Network Company Limited	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
65	Relevant statutory undertaker (Electricity Distributor with CPO powers)	Leep Electricity Networks Limited	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
66	Relevant statutory undertaker (Electricity	UK Power Distribution Limited	N	Excluded from consultation because they have no	N/A

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
	Distributor with CPO powers)			apparatus in areas affected by Changes 1 and 3.	
67	Relevant statutory undertaker (Electricity Distributor with CPO powers)	Utility Assets Limited	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
68	Relevant statutory undertaker (Electricity Distributor with CPO powers)	Utility Distribution Networks Limited	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
69	Relevant statutory undertaker (Electricity Distributor with CPO powers)	National Grid Electricity Transmission Plc	N	Excluded from consultation because they have no apparatus in areas affected by Changes 1 and 3.	N/A
70	Relevant statutory undertaker (Ambulance Trusts)	North East Ambulance Service NHS Foundation Trust	N	Excluded as the Applicant does not consider that Changes 1 and 3 would be likely to affect the functions or interests of the North East Ambulance Service NHS	N/A

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
				Foundation Trust. No comments have been received from them during previous consultations, therefore they have been scoped out of further consultation.	
71	Relevant statutory undertaker (NHS Foundation Trust)	Gateshead Health NHS Foundation Trust	N	Excluded as the Applicant does not consider that Changes 1 and 3 would be likely to affect the functions or interests of the Gateshead Health NHS Foundation Trust. No comments have been received from them during previous consultations, therefore they have been scoped out of further consultation.	N/A
72	Relevant statutory undertaker (telecoms)	Openreach Limited Geoff Mayne (Repayment Project Engineer) Repayment Projects Office Post Point 4AB	Y	Included as Change 1 would be likely to affect the apparatus and rights of Openreach Limited in respect of underground cables related to railway (East Coast Main Line)	Post with follow up email on 3 April 2020

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
		<p>Newcastle CTE Carliol Square Newcastle Upon Tyne, NE1 1BB geoff.mayne@openreach.co.uk</p> <p>Due to undeliverable message to above email, the following was also contacted: colette.williams@openreach.co.uk</p>		works and land.	
73	Relevant statutory undertaker (telecoms)	<p>Instalcom Limited Gordon Thompson (Project Delivery Manager) Instalcom Limited Borehamwood Ind Park Rowley Lane Borehamwood, WD6 5PZ Gordon.Thompson@instalcom.co.uk</p>	Y	Included as Change 1 would be likely to affect the apparatus and rights of Instalcom Limited in respect of underground cables related to railway (East Coast Main Line) works and land.	Post with follow up email on 2 April 2020
74	Relevant statutory undertaker (telecoms)	<p>Virgin Media Limited Paul Berker (Access Network Planner – North East)</p>	Y	Included as Change 1 would be likely to affect the apparatus and rights of Virgin Media Limited in respect of	Post with follow up email on 3 April 2020

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
		500 Brook Drive Reading RG2 6UU paul.berker@virginmedia.co.uk Due to undeliverable message to above email, the following was also contacted: Plant.enquiries.team@virginmedia.co.uk		underground cables related to railway (East Coast Main Line) works and land.	
75	Relevant statutory undertaker (telecoms)	Vodafone Limited Karthikeyan Appasamy (Diversionary Works Cost Controller) Vodafone House The Connection Newbury RG14 2FN karthikeyan.appasamy@vodafone.com	Y	Included as Change 1 would be likely to affect the apparatus and rights of Vodafone Limited in respect of underground cables related to railway (East Coast Main Line) works and land.	Post with follow up email on 2 April 2020
76	Relevant statutory undertaker (telecoms)	Centurylink Communications UK Limited	Y	Included as Change 1 would be likely to affect the assets	Post with follow up email

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
		7 th Floor, 10 Fleet Place, London, EC4M 7RB Jenny Griffin (jenny.griffin@centurylink.com)		and rights of Centurylink Communications UK Limited in respect of underground cables related to railway (East Coast Main Line) works and land.	on 2 April 2020
77	Relevant statutory undertaker (telecoms)	Arqiva	N	Excluded from consultation because they have no apparatus in areas affected by any of Changes 1 and 3.	N/A
78	The Crown Estate Commissioners	The Crown Estate.	N	Excluded as Changes 1 and 3 do not affect any Crown Estate land.	N/A
79	The Forestry Commission	Forestry Commission – Yorkshire and North East	N	Excluded as Changes 1 and 3 do not affect the protection or expansion of forests and woodlands in England.	N/A
80	The Natural Resources Body for Wales	N/A	N	Excluded as Changes 1 and 3 do not affect land in Wales.	N/A
81	The relevant local health board	N/A	N	Excluded as Changes 1 and 3 do not affect land in Wales.	N/A

Table 1: List of section 42(1)(a) consultees – prescribed persons

	Consultee (Schedule 1 description):	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
82	The National Health Service Trusts	N/A	N	Excluded as Changes 1 and 3 do not affect land in Wales.	N/A
83	The Secretary of State for Defence	Secretary of State for Defence DIO Safeguarding	N	Excluded as the Applicant does not consider that Changes 1 and 3 would be likely to affect the functions or interests of the Secretary of State for Defence.	N/A
84	The Office of Nuclear Regulation (the ONR)	N/A	N	Excluded as the Applicant does not consider Changes 1 and 3 would be likely to affect matters relevant to the ONR's purposes within the meaning of Part 3 of the Energy Act 2013.	N/A

Table 2: List of section 42(1)(b) consultees – local authorities					
	Consultee	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
1	Gateshead Council	<p>Gateshead Council, Civic Centre, Regent Street, Gateshead, NE8 1HH</p> <p>Andrew Haysey (Transport Planning Manager) AndrewHaysey@Gateshead.Gov.UK</p> <p>Andrew Softley (Senior Planner, Development Management) AndrewSoftley@Gateshead.Gov.UK</p>	Y	<p>Included as the Applicant considers that Changes 1 and 3 are relevant to Gateshead Council as local planning authority. Both of the changes are within their local authority boundary.</p> <p>The Applicant also has a Statement of Common Ground with Gateshead Council [REP2-052].</p>	Post with follow up email on 2 April 2020
2	Sunderland City Council	<p>Sunderland City Council, PO Box, Civic Centre, Burdon Road, Sunderland, SR2 7DN</p> <p>Paul Muir (Group Engineer, Transportation Development) Paul.muir@sunderland.gov.uk</p>	Y	<p>Included as the Applicant considers that Changes 1 and 3 are relevant to Sunderland City Council as the closest adjacent local authority. Sunderland City Council have also been included as they have provided relevant representations [RR-005], written representations [REP1-007] and a response to the</p>	Post with follow up email on 2 April 2020

Table 2: List of section 42(1)(b) consultees – local authorities

	Consultee	Identified Consultee and Contact Details	Consulted on changes? (Y/N):	Reason for inclusion/exclusion:	Method of contact
				<p>Examining Authority's First Written Questions [REP2-074] on the Scheme.</p> <p>The Applicant also has a Statement of Common Ground with Sunderland City Council [REP2-053].</p>	

Table 3: List of Affected Persons under the Compulsory Acquisition Regulations

Contact Name	Method of Contact	Status of Consultee	Consulted on Allerdene 3-span viaduct option?	Consulted on Additional land?
Craig William Barnaby	Post / phone call/ emails (via Mrs Skoyles- Kelly)	Category 1 and Category 3 Landowner identified as an 'Affected Person' for additional land plot 3/13a. Not previously consulted at section 42 statutory consultation.	Y	Y
Joseph Skoyles	Post /phone call/ emails (via Mrs Skoyles- Kelly)	Category 1 and Category 3 landowner identified as an 'Affected Person' for additional land plot 3/13a. Not previously consulted at section 42 statutory consultation.	Y	Y
Thomas Arthur Hamish Ninth Baron Ravensworth (as executor of Lord Arthur Waller Eighth Baron Ravensworth in respect of mines	Post	Category 1 and Category 3 landowner identified as an 'Affected Person' for additional land plot 3/13a. Previously consulted at section 42 statutory consultation as Category 1 and Category 3 landowner	Y	Y

Table 3: List of Affected Persons under the Compulsory Acquisition Regulations

Contact Name	Method of Contact	Status of Consultee	Consulted on Allerdene 3-span viaduct option?	Consulted on Additional land?
and minerals)		with land within the existing Scheme Order Limits.		
Coal Authority (also included in Table 1 of Appendix A as a Prescribed Consultee)	Post with follow up email on 2 April 2020	<p>Category 2 interest identified as an 'Affected Person' for additional land plot 3/13a in respect of rights as contained within a conveyance dated 11 December 1928 and restrictive covenants as contained within a transfer dated 6 October 1997.</p> <p>Previously consulted at section 42 statutory consultation as a Category 2 and Category 3 interest with conveyance, restrictive covenants and rights within the existing Scheme Order Limits.</p>	Y	Y

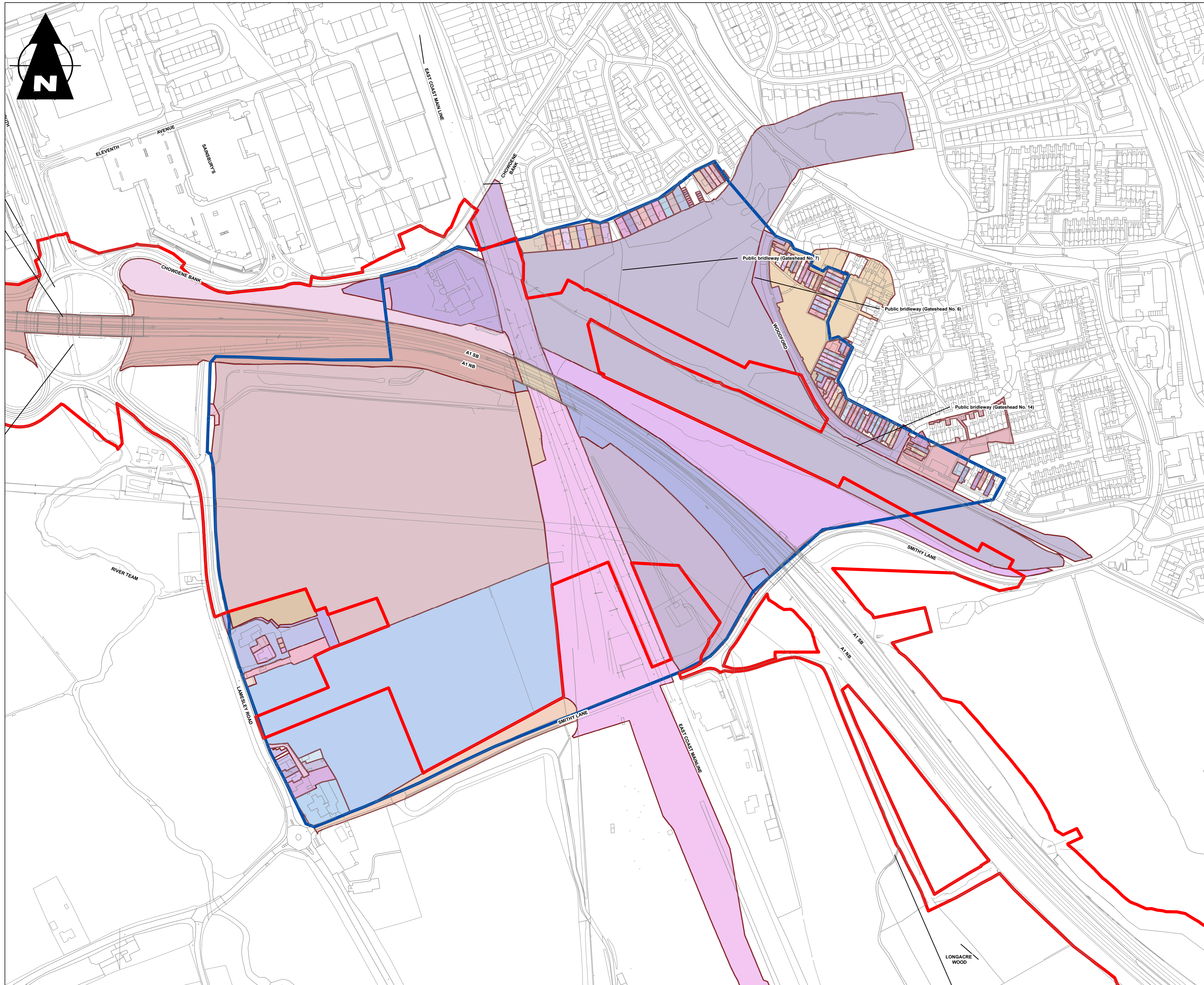
Appendix B – Plan of Consultation Areas

Plan 1 – Consultation Area for Allerdene 3-span viaduct (Change 1)

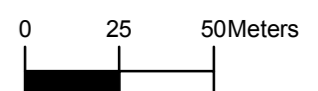
Plan 2 – Consultation Area for additional land (Change 3)



- KEY:**
- Order Limits
 - Consultation Area
 - Land Ownership Parcel



SCALE AT A1: 1:2,000



Rev	Date	Description	By	Eng' Chk	Disc' Chk	App'd

Sustainability: For Information Status: S0

PINS Reference Number: TR010031



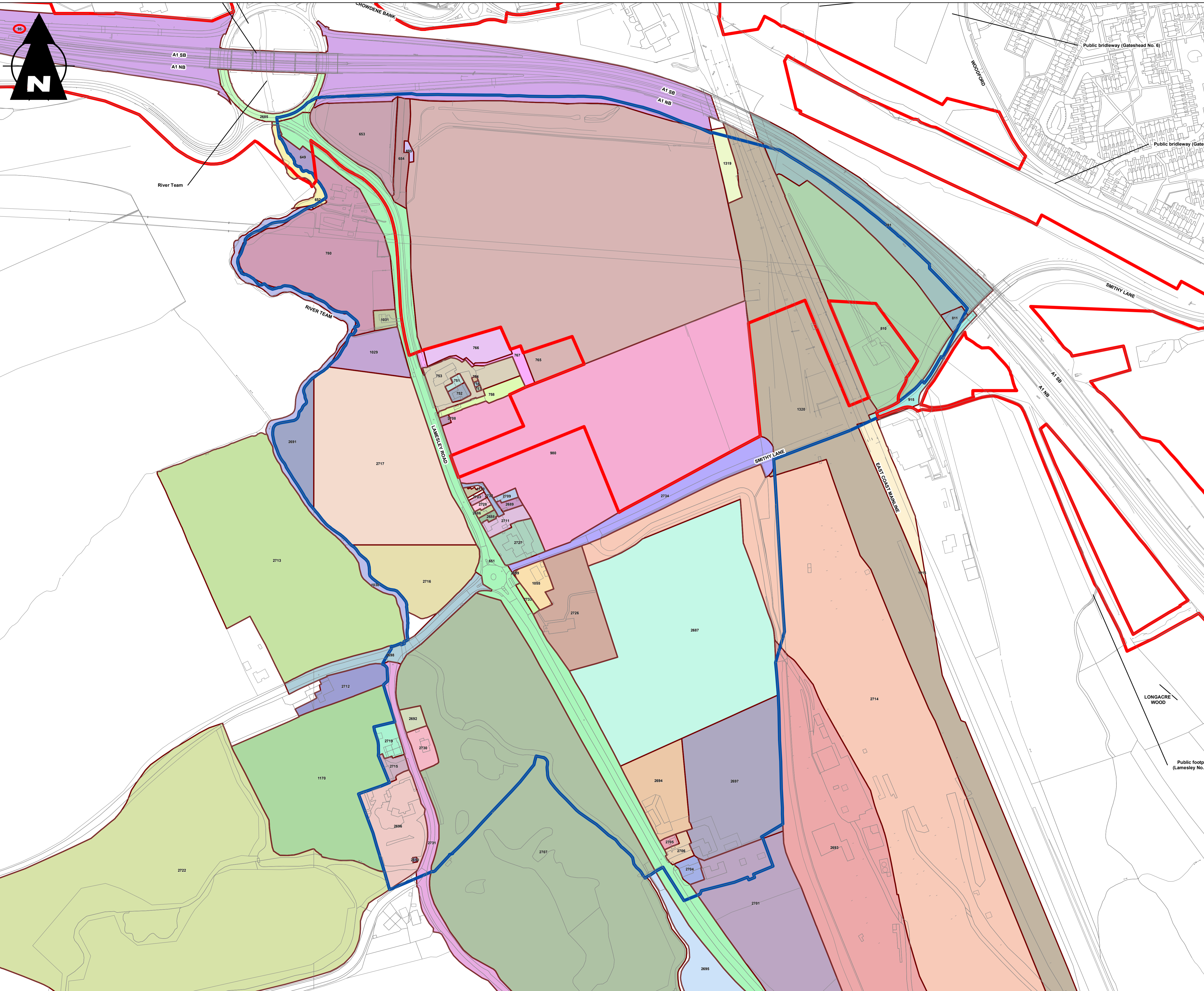
Client: A1 Birtley to Coal House

Drawing Title: LANDOWNER PLAN

Scale	Drawn	Checked	Approved	Authorised
1:2,000	PM	CVM	SC	NR

Original Size	Date	Date	Date	Date
A1	12/03/2020	12/03/2020	12/03/2020	12/03/2020

Drawing Number	Originator	Volume	Revision
HE551462	WSP	LSI	P00
ZZ	X	DR ZL	5006b
Section	Type	ID	Role



KEY:

- Order Limits
- Consultation Area 1
- Land Ownership Parcel

SCALE AT A1: 1:750



Rev	Date	Description	By	Eng' Chk	Disc' Chk	App'd

Subsidiarity: For Information Status: S0

PINS Reference Number: TR010031

Client:

Project Title: A1 Birtley to Coal House

Drawing Title: LANDOWNER PLAN

Scale	Drawn	Checked	Approved	Authorised	
1:2,000	PM	CVM	SC	NR	
Original Sta	Date	Date	Date	Date	
A1	02/03/2020	02/03/2020	02/03/2020	02/03/2020	
Drawing Number	Originator	Volume	Revision		
HE551462	WSP	LSI	P00		
Section	ID	Direction	Type	Role	Number
ZZ	X	DR	ZL	5006a	4

Appendix C – Covering Letters

Appendix C1 – Prescribed Persons

Our ref: TR010031/S42(1)(select - a, aa, b, c,
or d)

Recipients address

Nicola Wilkes
Project Manager
Highways England
Lateral
8 City Walk
Leeds
LS11 9AT

Direct Line: 0300 470 4580

Date: 16 March

Dear **NAME**

**A1 BIRTLEY TO COAL HOUSE
CONSULTATION ON AMENDMENTS TO THE DEVELOPMENT CONSENT ORDER
APPLICATION – 17 March 2020 to 14 April 2020**

I am writing to you regarding proposed amendments to the A1 Birtley to Coal House development consent order application.

Highways England submitted a development consent order application on 14 August 2019 which was accepted for examination on 11 September 2019. The examination commenced on 21 January 2020.

We have continued to review the scheme design to identify efficiencies and we have identified two amendments to the application. We now wish to seek your views on the proposed changes. Further details on the amendments are provided below.

Additional land at junction 67 for material stockpile during construction

We have identified additional land at junction 67 (Coal House) which would be used for material stockpiling during construction. The additional land would allow the contractor to shorten the programme for construction of the proposed earth embankment for the new Allerdene Bridge to the west of the East Coast Main Line which may result in the scheme opening for traffic six months earlier than currently planned. In order to assess any environmental impacts of the additional land, an environmental impact assessment has been carried out.

Three span viaduct option for the replacement of Allerdene Bridge

A further design option for the replacement of the Allerdene Bridge has been proposed. The draft Development Consent Order currently allows the replacement of Allerdene Bridge by a single span bridge (Embankment Option) or a 6/7 span viaduct (Viaduct Option). This further option proposes that the existing Allerdene Bridge would be replaced with a three-span

viaduct, as it would potentially reduce the construction programme by an estimated 6 months period (from 36 months for Embankment option within the Application to 30 months for the 3-span arrangement). This would also result in fewer associated construction vehicle movements, reduced duration of traffic delays to road users due to the shorter construction period and associated savings in carbon and other emissions. In order to assess any environmental impacts of the 3-span arrangement, an environmental impact assessment has been carried out.

We are undertaking this additional consultation to provide you with the **opportunity to respond to the changes we are proposing**. As noted in our previous correspondence to you, we strongly encourage you to provide your views to us now through this consultation period. This will enable us to take your views into account as part of the examination process for the development consent to construct, operate and maintain the Scheme.

In order to understand if there would be significant environmental effects as a result of these changes, a sensitivity appraisal has been carried out. The outcome of this assessment can be found in the additional documents listed below, which are also provided on a USB enclosed with this letter. These are provided to help you understand the proposals and share your views with us during this additional consultation period.

- Environmental Statement Addendum Additional Land
- Environmental Statement Addendum 3 Span Viaduct
- Environmental Statement Addendum 3 Span Viaduct Figure 7.7a
- Environmental Statement Addendum 3 Span Viaduct Figure 7.7b
- Environmental Statement Addendum 3 Span Viaduct Figure 7.7c

During the consultation period the Project Team will be available to speak with you about the scheme and answer any questions you may have, please use the contact details provided. Any responses to this consultation in respect of the scheme should be sent to either of the following:

- **By email:** a1birtleytocoalhouse@highwaysengland.co.uk
- **By post:** A1 Birtley to Coal House Project Team, Freepost RSAS-XZGKK-CSUL, Highways England, Lateral, 8 City Walk, Leeds, LS11 9AT

To allow us time to collect and assess all responses to this consultation before presenting our findings to the Planning Inspectorate, please ensure your response reaches us by 11.59pm on **Tuesday 14 April 2020**. We will produce a Consultation Statement to set out how we have taken account of your views which will be submitted to the Planning Inspectorate on 20 April 2020.

Further information about the Planning Act 2008 Act process and Development Consent Orders can be found on the PINS National Infrastructure Planning website: <http://infrastructure.planninginspectorate.gov.uk/>

Yours faithfully,



Nicola Wilkes
Project Manager, A1 Birtley to Coal House

Enc.:
USB



Appendix C2 – Additional Land Only

Our ref: TR010031/S42(1)(select - a, aa, b, c,
or d)

Recipients address

Nicola Wilkes
Project Manager
Highways England
Lateral
8 City Walk
Leeds
LS11 9AT

Direct Line: 0300 470 4580

Date: 16 March

Dear NAME

**A1 BIRTLEY TO COAL HOUSE
CONSULTATION ON AMENDMENTS TO THE DEVELOPMENT CONSENT ORDER
APPLICATION – 17 March 2020 to 14 April 2020**

I am writing to you regarding proposed amendments to the A1 Birtley to Coal House development consent order application.

Highways England submitted a development consent order application on 14 August 2019 which was accepted for examination on 11 September 2019. The examination commenced on 21 January 2020.

We have continued to review the scheme design to identify efficiencies and we have identified two amendments to the application. We now wish to seek your views on the proposed changes. Further details on the amendments are provided below.

Additional land at junction 67 for material stockpile during construction

We have identified additional land at junction 67 (Coal House) which would be used for material stockpiling during construction. The additional land would allow the contractor to shorten the programme for construction of the proposed earth embankment for the new Allerdene Bridge to the west of the East Coast Main Line which may result in the scheme opening for traffic six months earlier than currently planned. In order to assess any environmental impacts of the additional land, an environmental impact assessment has been carried out.

We are undertaking this additional consultation to provide you with the **opportunity to respond to the changes we are proposing**. As noted in our previous correspondence to you, we strongly encourage you to provide your views to us now through this consultation period. This will enable us to take your views into account as part of the examination process for the development consent to construct, operate and maintain the Scheme.

Please find the additional documents listed below, which are also enclosed with this letter. These Non-Technical Summary documents present a summary of the outcome of the Environmental Assessment in non-technical language. These are provided to help you understand the proposals and share your views with us during this additional consultation period. These documents are also available on the scheme website at <http://www.highways.gov.uk/a1birtleytocoalhouse>.

- Environmental Statement Addendum Additional Land Non-Technical Summary

During the consultation period the Project Team will be available to speak with you about the scheme and answer any questions you may have, please use the contact details provided. Any responses to this consultation in respect of the scheme should be sent to either of the following:

- **By email:** a1birtleytocoalhouse@highwaysengland.co.uk
- **By post:** A1 Birtley to Coal House Project Team, Freepost RSAS-XZGKK-CSUL, Highways England, Lateral, 8 City Walk, Leeds, LS11 9AT

To allow us time to collect and assess all responses to this consultation before presenting our findings to the Planning Inspectorate, please ensure your response reaches us by 11.59pm on **Tuesday 14 April 2020**. We will produce a Consultation Statement to set out how we have taken account of your views which will be submitted to the Planning Inspectorate on 20 April 2020.

Further information about the Planning Act 2008 Act process and Development Consent Orders can be found on the PINS National Infrastructure Planning website: <http://infrastructure.planninginspectorate.gov.uk/>

Yours faithfully,



Nicola Wilkes
Project Manager, A1 Birtley to Coal House

Enc.:

Environmental Statement Addendum Additional Land Non-Technical Summary

Appendix C3 – Allerdene Bridge Only

Our ref: TR010031/S42(1)(select - a, aa, b, c,
or d)

Recipients address

Nicola Wilkes
Project Manager
Highways England
Lateral
8 City Walk
Leeds
LS11 9AT

Direct Line: 0300 470 4580

Date: 16 March

Dear **NAME**

**A1 BIRTLEY TO COAL HOUSE
CONSULTATION ON AMENDMENTS TO THE DEVELOPMENT CONSENT ORDER
APPLICATION – 17 March 2020 to 14 April 2020**

I am writing to you regarding proposed amendments to the A1 Birtley to Coal House development consent order application.

Highways England submitted a development consent order application on 14 August 2019 which was accepted for examination on 11 September 2019. The examination commenced on 21 January 2020.

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Three span viaduct option for the replacement of Allerdene Bridge

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This would also result in fewer associated construction vehicle movements, reduced duration of traffic delays to road users due to the shorter construction period and associated savings in carbon and other emissions. In order to assess any environmental impacts of the 3-span arrangement, an environmental impact assessment has been carried out.

We are undertaking this additional consultation to provide you with the opportunity to respond to the changes we are proposing. As noted in our previous correspondence to you, we strongly encourage you to provide your views to us now through this consultation period. This will enable us to take your views into account as part of the examination process for the development consent to construct, operate and maintain the Scheme.

Please find the additional documents listed below, which are also enclosed with this letter. These Non-Technical Summary documents present a summary of the outcome of the Environmental Assessment in non-technical language. These are provided to help you understand the proposals and share your views with us during this additional consultation period.

- Environmental Statement Addendum 3 Span Viaduct Non-Technical Summary

During the consultation period the Project Team will be available to speak with you about the scheme and answer any questions you may have, please use the contact details provided. Any responses to this consultation in respect of the scheme should be sent to either of the following:

- **By email:** a1birtleytocoalhouse@highwaysengland.co.uk
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Yours faithfully,



Nicola Wilkes
Project Manager, A1 Birtley to Coal House

Enc.:

Environmental Statement Addendum 3 Span Viaduct Non-Technical Summary

Appendix C4 – Additional Land and Allerdene Bridge

Our ref: TR010031/S42(1)(select - a, aa, b, c,
or d)

Recipients address

Nicola Wilkes
Project Manager
Highways England
Lateral
8 City Walk
Leeds
LS11 9AT

Direct Line: 0300 470 4580

Date: 16 March

Dear **NAME**

**A1 BIRTLEY TO COAL HOUSE
CONSULTATION ON AMENDMENTS TO THE DEVELOPMENT CONSENT ORDER
APPLICATION – 17 March 2020 to 14 April 2020**

I am writing to you regarding proposed amendments to the A1 Birtley to Coal House development consent order application.

Highways England submitted a development consent order application on 14 August 2019 which was accepted for examination on 11 September 2019. The examination commenced on 21 January 2020.

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Yours faithfully,



Nicola Wilkes
Project Manager, A1 Birtley to Coal House

Enc.:

Environmental Statement Addendum Additional Land Non-Technical Summary
Environmental Statement Addendum 3 Span Viaduct Non-Technical Summary

Appendix C5 – Additional Land and Allerdene Bridge (Land Interests)

Our ref: TR010031_S42-1d_

Nicola Wilkes
Project Manager
Highways England
Lateral
8 City Walk
Leeds
LS11 9AT

Direct Line: 0300 470 4580

16 March 2020

Dear [REDACTED]

**A1 BIRTLEY TO COAL HOUSE
CONSULTATION ON AMENDMENTS TO THE DEVELOPMENT CONSENT ORDER
APPLICATION – 17 March 2020 to 14 April 2020**

Following on from our recent communication, I am writing to you regarding proposed amendments to the A1 Birtley to Coal House development consent order application.

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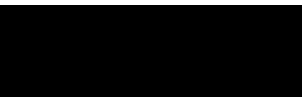
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Yours faithfully,



Nicola Wilkes
Project Manager, A1 Birtley to Coal House

Enc.:

Environmental Statement Addendum Additional Land Non-Technical Summary

Environmental Statement Addendum 3 Span Viaduct Non-Technical Summary

If you need help accessing this or any other Highways England information, please call **0300 470 4580** and we will help you.

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Kew, London TW9 4DU, or email

psi@nationalarchives.gsi.gov.uk.

This document is also available on our website at www.gov.uk/highways

If you have any enquiries about this document A1BirtleytoCoalhouse@highwaysengland.co.uk or call 0300 470 4580*.

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These rules apply to calls from any type of line including mobile, BT, other fixed line or payphone. Calls may be recorded or monitored.

Registered office Bridge House, 1 Walnut Tree Close, Guildford GU1 4LZ
Highways England Company Limited registered in England and Wales number 09346363