

Application by Highways England for an Order Granting Development Consent for A57 Link Roads
The Examining Authority's third written questions and requests for information
Issued on Friday 6 May 2022

This document sets out the Examining Authority's (ExA's) third written questions and requests for information.

Responses should be submitted for Deadline 11 on Wednesday 11 May 2022, unless noted otherwise.

The Planning Inspectorate's document references in these questions [in square brackets] can be found on the National Infrastructure Planning website at: <http://infrastructure.planninginspectorate.gov.uk/document/TR010034-000603>

Please could all parties answer all questions directed to them or explain why the question is not relevant to them. If questions can be **fully** answered within another submission, then a reference to the relevant paragraph(s) of the submission will be enough.

When you are answering a question, please start your answer by quoting the question number.

If you are answering no more than 3 questions, responses in a letter format will suffice. If you are answering several questions, it will assist the ExA if you could use a table based on that used below. An editable version of this table, in Microsoft Word, is available on request from the Planning Inspectorate. Please email your request to: A57LinkRoads@planninginspectorate.gov.uk.

Abbreviations

dDCO	Draft Development Consent Order	REAC	Register of Environmental Actions and Commitments
EMP	Environmental Management Plan	SPA	Special Protection Area
ExA	Examining Authority	TAG	Transport Analysis Guidance

Contents

Section	Topic
1.	The draft Development Consent Order (dDCO) and other consents
2.	General matters
3.	Transport networks and traffic, alternatives, access, severance, walkers, cyclists, and horse riders
4.	Peak District National Park
5.	Other landscape and visual, design, Green Belt
6.	Other noise, vibration, and nuisance
7.	Air quality
8.	Climate change
9.	The historic environment
10.	Soils, ground conditions, material assets and waste
11.	The water environment, drainage, flood risk assessment, Water Frameworks Directive
12.	Biodiversity, ecological and geological conservation, Habitat Regulation Assessment
13.	Land use, social and economic, human health
14.	Other environmental topics
15.	Compulsory Acquisition, Temporary Possession, Statutory Undertakers, and funding

No	Question to	Reference	Question	TMBC Response
1. The draft Development Consent Order (dDCO) and other consents				
Reference is made to the dDCO submitted by the Applicant for Deadline 9 [REP9-004].				
1.1.	Tameside Metropolitan Borough Council Derbyshire County Council High Peak Borough Council Peak District National Park Authority	Requirements 3(3), 3(4), 3(5) and 3(6) Detailed design	The Applicant [REP9-004] has incorporated the ExA's [PD-016] suggested additions. Tameside Borough Council [REP9-037] had no comments. a) Please could Derbyshire County Council, High Peak Borough Council and Peak District National Park Authority comment? b) Do the local authorities or Peak District National Park Authority have any outstanding concerns regarding Requirement 3?	b) TMBC have no outstanding concerns regarding requirement 3.
1.2.	Applicant	Requirement 4(6) Second Iteration EMP	Should this be amended to: "... <i>the approved third iteration EMP</i> "?	
1.3.	Applicant Tameside Metropolitan Borough Council High Peak Borough Council	Requirement 12 Carbon management	The Applicant [REP9-004] incorporated the ExA's [PD-016] suggested additions, with a minor amendment. Tameside Borough Council [REP9-037] had no comments on the ExA's additions. a) Please could the local authorities comment? b) Please could the Applicant consider whether the wording of 12(1) should read "... <i>until for that part a Carbon Management Plan ...</i> " ?	a) TMBC have no further comments related to Requirement 12 carbon Management.
1.4.	Applicant	Use of section 61 consent	The Applicant [REP8-019 Question 7dd] suggested wording for an additional	a) TMBC agrees with the proposed wording in relation to the additional

No	Question to	Reference	Question	TMBC Response
	Tameside Metropolitan Borough Council High Peak Borough Council	<i>"Where the undertaker is acting further to Section 61 of the Control of Pollution Act 1974 in relation to the construction of the authorised development the undertaker shall include particulars in any application pursuant to Section 61 of the Control of Pollution Act 1974 to demonstrate that the works the subject of the application, including the method by which they are to be carried out and the steps proposed to be taken to minimise noise resulting from the works, would not give rise to any materially new or worse noise effects to those in comparison with those reported in the environmental statement"</i> .	requirement to address the ExA's concerns [EV-039]. a) Please could the Applicant, Tameside Metropolitan Borough Council and High Peak Borough Council seek to agree the wording and provide a coordinated response? b) Please could the Applicant add the agreed wording to the dDCO?	requirement regarding Section 61 noise and vibration to be entered into the dDCO.

No	Question to	Reference	Question	TMBC Response
1.5.	Tameside Metropolitan Borough Council Derbyshire County Council High Peak Borough Council Peak District National Park Authority Environment Agency Natural England	Remaining concerns	Apart from the issues covered elsewhere in these third written questions, please could Tameside Metropolitan Borough Council, Derbyshire County Council, High Peak Borough Council, Peak District National Park Authority, the Environment Agency, and Natural England summarise any remaining concerns that they have about the dDCO?	TMBC have no remaining concerns relating to the dDCO. We are confident that any issues can be overcome during the detailed design phase.
2. General matters				
2.1.	Applicant Tameside Metropolitan Borough Council Derbyshire County Council High Peak Borough Council Environment Agency	Remaining concerns	Apart from the issues covered elsewhere in these third written questions or in their signed Statements of Common Ground, please could Tameside Metropolitan Borough Council, Derbyshire County Council, High Peak Borough Council, Peak District National Park Authority, the Environment Agency, and Natural England summarise any remaining concerns that they have about the: <ul style="list-style-type: none"> • Case for the Scheme [REP2-016] 	TMBC have no remaining concerns relating to these issues, including the Case for the Scheme, policy compliance of the Proposed development and Environmental Management Plan. We are confident that any other matters can be overcome during the detailed design phase.

No	Question to	Reference	Question	TMBC Response
	Natural England		<ul style="list-style-type: none"> • Environmental Management Plan (First Iteration) [REP9-008] • Register of Environmental Actions and Commitments [REP9-009] • Works Plans [REP9-002], Streets, Rights of Way and Access Plans [REP9-003], Scheme Layout Plans [REP8-004], and Engineering Drawings and Section Plans [REP5-005] • compliance of the Proposed Development with relevant legislation and policy, including local policies • any other important and relevant matters, including in relation to the ExA's Initial Assessment of Principal Issues [PD-005] 	
3. Transport networks and traffic, alternatives, access, severance, walkers, cyclists, and horse riders				
3.1.	Tameside Metropolitan Borough Council Derbyshire County Council High Peak Borough Council	Remaining concerns	Apart from the issues covered elsewhere in these third written questions, please could Tameside Metropolitan Borough Council, Derbyshire County Council, High Peak Borough Council, and Peak District National Park Authority and summarise any remaining concerns that they have about the Applicant's consideration of transport networks, traffic, alternatives, access, severance, walkers, cyclists, or horse riders?	TMBC have no remaining concerns related to the Applicants consideration of transport networks, traffic, alternatives, access, severance, walkers cyclists or horse riders. We are confident that any issues can be overcome during the detailed design phase.

No	Question to	Reference	Question	TMBC Response
	Peak District National Park Authority			
4. Peak District National Park				
5. Other landscape and visual, design, Green Belt				
5.1.	Tameside Metropolitan Borough Council Derbyshire County Council High Peak Borough Council Peak District National Park Authority	Landscape and visual Mitigation	<p>The Applicant [REP9-027] has updated the Outline Landscape and Ecological Management and Monitoring Plan [REP8-014] and Design Approach Document [REP9-008 Annex C2] in response to concerns raised by the local authorities regarding planting.</p> <p>a) Do the local authorities and Peak District National Park Authority have any comments on the Applicant's updates?</p> <p>b) Do the local authorities or Peak District National Park Authority have any remaining concerns about the Outline Landscape and Ecological Management and Monitoring Plan?</p>	<p>a) TMBC have no comments on the Applicants updates.</p> <p>b) TMBC have no remaining concerns relating to the Outline Landscape and Ecological Management and Monitoring Plan. We are confident that any issues can be overcome during the detailed design phase.</p>
5.2.	Tameside Metropolitan Borough Council Derbyshire County Council	Design Mitigation	<p>The Applicant [REP9-027] has updated the Design Approach Document [REP9-008 Annex C2] in response to concerns raised by High Peak Borough Council [REP8-025] regarding references to local policy.</p>	<p>b) The Design Approach Document has been updated to include reference to supplementary planning documents in High Peak. TMBC consider there is a need for comprehensive reference to adopted design policy including that in Tameside. As such, there should at least be reference to the following:</p>

No	Question to	Reference	Question	TMBC Response
	High Peak Borough Council		<p>a) Does High Peak Borough Council have any comments on the Applicant's updates?</p> <p>b) Do the local authorities or Peak District National Park Authority have any remaining concerns about the Design Approach Document?</p>	<p>Tameside Unitary Development Plan (2004) policy 1.3 creating a cleaner and greener environment; and Tameside's Trees and Landscaping on Development Sites Supplementary Planning Document 2007.</p> <p>TMBC has no other comments or remaining concerns related to the Design Approach Document.</p> <p>We are confident that any other issues can be overcome during the detailed design phase.</p>
5.3.	<p>Tameside Metropolitan Borough Council</p> <p>Derbyshire County Council</p> <p>High Peak Borough Council</p> <p>Peak District National Park Authority</p>	Remaining concerns	<p>Apart from the issues covered elsewhere in these third written questions, please could Tameside Metropolitan Borough Council, Derbyshire County Council, High Peak Borough Council, and Peak District National Park Authority summarise any remaining concerns that they have about the Applicant's consideration of landscape, visual, design, or the Green Belt?</p>	<p>TMBC do not see anything specific in the 7.2 Environmental Management Plan (First Iteration) regarding planting mixes beyond a sentence in paragraph 5.2 which states "Key planting and landform proposals will be developed and detailed to reflect the locale and great attention will be paid to the final slope profiles and gradients as well as the planting mixes, which will reflect local successful species and take account of future pressures that climate change and resilience will bring". To ensure the term "local successful species" could not technically include undesirable species that are very successful we request that the term be changed to locally native species.</p>

No	Question to	Reference	Question	TMBC Response
				<p>Apart from issues covered elsewhere on landscape, visual, design or the Green Belt, TMBC have no further comments.</p> <p>TMBC confirms its support for the Very Special Circumstances, as set out by the Applicant in RE06-017 (9.75.108 (aa)).</p> <p>TMBC are confident that any other issues can be overcome during the detailed design phase.</p>
6. Other noise, vibration, and nuisance				
6.1.	<p>Tameside Metropolitan Borough Council</p> <p>Derbyshire County Council</p> <p>High Peak Borough Council</p> <p>Peak District National Park Authority</p> <p>Environment Agency</p>	Remaining concerns	<p>Apart from the issues covered elsewhere in these third written questions, please could Tameside Metropolitan Borough Council, Derbyshire County Council, High Peak Borough Council, Peak District National Park Authority, and the Environment Agency summarise any remaining concerns that they have about the Applicant's consideration of noise, vibration, common law nuisance or statutory nuisance?</p>	<p>TMBC have no remaining concerns related to the Applicants consideration of noise, vibration, common nuisance or statutory nuisance. We are confident that any issues can be overcome during the detailed design phase.</p>
7. Air quality				

No	Question to	Reference	Question	TMBC Response
7.1.	Tameside Metropolitan Borough Council High Peak Borough Council Peak District National Park Authority	Remaining concerns	Apart from the issues covered elsewhere in these third written questions, please could Tameside Metropolitan Borough Council, High Peak Borough Council, and Peak District National Park Authority summarise any remaining concerns that they have about the Applicant's consideration of air quality?	TMBC have no remaining concerns related to the Applicants consideration of Air Quality.
8. Climate change				
8.1.	Tameside Metropolitan Borough Council Derbyshire County Council High Peak Borough Council Peak District National Park Authority	Remaining concerns	Apart from the issues covered elsewhere in these third written questions, please could Tameside Metropolitan Borough Council, Derbyshire County Council, High Peak Borough Council, and Peak District National Park Authority summarise any remaining concerns that they have about the Applicant's consideration of climate change?	TMBC have no remaining concerns about the Applicants consideration of climate change.
9. The historic environment				
9.1.	Tameside Metropolitan	Remaining concerns	Apart from the issues covered elsewhere in these third written questions, please could Tameside Metropolitan Borough	Apart from the issues covered previously, TMBC do not have any

No	Question to	Reference	Question	TMBC Response
	Borough Council Derbyshire County Council High Peak Borough Council Peak District National Park Authority		Council, Derbyshire County Council, High Peak Borough Council, and Peak District National Park Authority summarise any remaining concerns that they have about the Applicant's consideration of the historic environment?	further concerns on the consideration of the historic environment.
10. Soils, ground conditions, material assets and waste				
10.1	Tameside Metropolitan Borough Council Derbyshire County Council High Peak Borough Council Peak District National Park Authority Environment Agency	Remaining concerns	Apart from the issues covered elsewhere in these third written questions, please could Tameside Metropolitan Borough Council, Derbyshire County Council, High Peak Borough Council, Peak District National Park Authority, and the Environment Agency summarise any remaining concerns that they have about the Applicant's consideration of soils, ground conditions, material assets or waste?	<p>TMBC have no remaining concerns related to the Applicants consideration of soils, ground conditions, material assets and waste.</p> <p>The reporting undertaken appears sufficient for an early stage of the contaminated land appraisal and due to the low risk to future users of the site, this appears acceptable. It is noted that the EA have recommended contaminated land conditions because further information is needed regarding ground water issues. Our requirements can be regulated with the EAs contaminated land condition wording.</p> <p>We are confident that any other issues can be overcome during the detailed design phase.</p>

No	Question to	Reference	Question	TMBC Response
11. The water environment, drainage, flood risk assessment, Water Frameworks Directive				
11.1	Tameside Metropolitan Borough Council Derbyshire County Council High Peak Borough Council Environment Agency	Remaining concerns	Apart from the issues covered elsewhere in these third written questions, please could Tameside Metropolitan Borough Council, Derbyshire County Council, High Peak Borough Council, and the Environment Agency summarise any remaining concerns that they have about the Applicant's consideration of the water environment, drainage, flood risk assessment, or the Water Frameworks Directive?	TMBC have no remaining concerns related to the Applicants consideration of the water environment, drainage, flood risk assessment, or the Water Frameworks Directive. We are confident that any issues can be overcome during the detailed design phase.
12. Biodiversity, ecological and geological conservation, Habitat Regulation Assessment				
12.1	Tameside Metropolitan Borough Council Derbyshire County Council High Peak Borough Council Peak District National Park Authority Natural England	Remaining concerns	Apart from the issues covered elsewhere in these third written questions, please could Tameside Metropolitan Borough Council, Derbyshire County Council, High Peak Borough Council, Peak District National Park Authority, Natural England, and the Environment Agency summarise any remaining concerns that they have about the Applicant's consideration of biodiversity, ecological and geological conservation, or the Habitat Regulation Assessment?	TMBC have no remaining concerns about the Applicants consideration of biodiversity, ecological and geological conservation or the Habitat Regulation Assessment.

No	Question to	Reference	Question	TMBC Response
	Environment Agency			
13. Land use, social and economic, human health				
13.1	Tameside Metropolitan Borough Council Derbyshire County Council High Peak Borough Council Peak District National Park Authority	Remaining concerns	Apart from the issues covered elsewhere in these third written questions, please could Tameside Metropolitan Borough Council, Derbyshire County Council, High Peak Borough Council, and Peak District National Park Authority summarise any remaining concerns that they have about the Applicant's consideration of land use, social and economic, or human health?	TMBC have no remaining concerns related to the Applicants consideration of land use, social and economic, and human health.
14. Other environmental topics				
14.1	Tameside Metropolitan Borough Council Derbyshire County Council High Peak Borough Council	Remaining concerns	Apart from the issues covered elsewhere in these third written questions, please could Tameside Metropolitan Borough Council, Derbyshire County Council, High Peak Borough Council, Peak District National Park Authority, the Environment Agency, Natural England, and Statutory Undertakers summarise any remaining concerns that they have about the Applicant's consideration of: <ul style="list-style-type: none"> • the utility infrastructure • transboundary effects 	TMBC have no remaining concerns related to the Applicants consideration of these issues. We are confident that any issues can be overcome during the detailed design phase.

No	Question to	Reference	Question	TMBC Response
	Peak District National Park Authority Environment Agency Natural England Statutory Undertakers		<ul style="list-style-type: none"> • security • major accidents and disasters • civil and military aviation and defence • decommissioning • cumulative and combined effects • other important and relevant considerations 	