

A585 Windy Harbour to Skippool Improvement Scheme

TR010035

8.10 Draft Statement of Common Ground with United Utilities

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**A585 Windy Harbour to Skippool
Improvement Scheme**
Development Consent Order 201[]

**STATEMENT OF COMMON GROUND WITH
UNITED UTILITIES**

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STATEMENT OF COMMON GROUND

This Statement of Common Ground has been prepared and agreed by (1) Highways England Company Limited and (2) United Utilities

Signed.....

Name (1)

Project Manager

On behalf of Highways England

Date:

Signed.....

Name (2)

Position (2)

On behalf of United Utilities

Date:

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1 INTRODUCTION

1.1 Purpose of this document

- 1.1.1 This Statement of Common Ground ("SoCG") has been prepared in respect of the proposed A585 Windy Harbour to Skippool Improvement Scheme ("the Application") made by Highways England Company Limited ("Highways England") to the Secretary of State for Transport ("Secretary of State") for a Development Consent Order ("the Order") under section 37 of the Planning Act 2008 ("PA 2008").
- 1.1.2 This SoCG does not seek to replicate information which is available elsewhere within the Application documents. All documents are available in the deposit locations and/or the Planning Inspectorate website.
- 1.1.3 The SoCG has been produced to confirm to the Examining Authority where agreement has been reached between the parties to it, and where agreement has not (yet) been reached. SoCGs are an established means in the planning process of allowing all parties to identify and so focus on specific issues that may need to be addressed during the examination.

1.2 Parties to this Statement of Common Ground

- 1.2.1 This SoCG has been prepared by (1) Highways England as the Applicant and (2) United Utilities Water Ltd. (United Utilities).
- 1.2.2 Highways England became the Government-owned Strategic Highways Company on 1 April 2015. It is the highway authority in England for the strategic road network and has the necessary powers and duties to operate, manage, maintain and enhance the network. Regulatory powers remain with the Secretary of State. The legislation establishing Highways England made provision for all legal rights and obligations of the Highways Agency, including in respect of the Application, to be conferred upon or assumed by Highways England.
- 1.2.3 United Utilities is a regulated utility subsidiary of the United Utilities Group Plc and operates in the North West of England. United Utilities' principle operations are in water and wastewater and owns over 55,000 hectares of land around its reservoirs. It collects water from the environment, clean and distributes it to its customers before collecting it, treating it, and then returning it back to the environment.

1.3 Terminology

- 1.3.1 In the tables, under the Issues chapter of this SoCG, "Not Agreed" indicates a final position, and "Under discussion" where these points will be the subject of on-going discussion wherever possible to resolve, or refine, the extent of disagreement between the parties. "Agreed" indicates where the issue has been resolved.
- 1.3.2 It can be taken that any matters not specifically referred to in the Issues chapter of this SoCG are not of material interest or relevance to United Utilities, and therefore have not been the subject of any discussions between the parties. As such, those matters can be read as agreed, only to the extent that they are either not of material interest or relevance to United Utilities.

2 RECORD OF ENGAGEMENT

2.1.1 A summary of the meetings and correspondence that has taken place between Highways England and United Utilities in relation to the Application is outlined in table 2.1 below.

Table 2-1: Record of Engagement

Date	Form of correspondence	Key topics discussed and key outcomes
26/06/2015	Phone call	Phoned United Utilities and accessed GIS Information.
15/07/2015	Email/Post	The Notification of appointment of O.O. Agent and C2 Preliminary Inquiry letters were sent to Untied Utilities.
July /August 2015	Downloaded from United Utilities Safe-Dig data base.	In response to the C2 Preliminary Inquiry, permission was granted to access maps of United Utilities' underground assets directly.
05/04/2016	Email	Email to United Utilities requesting C3 budget estimate.
08/06/2016	Email	Email received containing initial C3 budget estimate and plans indicating location of United Utilities' underground assets.
12/01/2018	Meeting at United Utilities offices.	Meeting where proposed utility asset diversions were discussed, following the preferred route announcement.
01/02/2018	Email	Email sent containing 12/01/18 meeting minutes.
01/02/2018	Email	Email to United Utilities requesting updated C3 budget estimate.
02/02/2018	Email	UU comments received
06/02/2018	Email	Follow up email sent containing revised meeting minutes (6th Feb) following

Date	Form of correspondence	Key topics discussed and key outcomes
		comments from UU (2nd Feb)
07/02/2018	Email	Email to United Utilities providing details of the proposed retaining wall near Old Mains Lane as requested at the stakeholder meeting.
22/02/2018	Email	Email received from United Utilities containing C3 Version 2 budget estimate for United Utilities' water and wastewater diversions.
12/04/2018	Email	Email sent to United Utilities requesting as-built information on foul sewers at Old Main Lane and over Skippool Clough culvert at Skippool Roundabout and across Amounderness Way.
25/04/2018	Email	Email received from United Utilities containing details and as-built drawings of the wastewater assets at Old Main Lane and over Skippool Clough Culvert as requested in email dated 12 April 2018.
25/04/2018	Email	Email to United Utilities requesting an additional as-built long-section drawing.
26/04/2018	Email	Email received from United Utilities containing as-built long-section and plan for the location of Fouldrey Avenue Pumping Station, south of A585 Breck Road, as requested. Plan also highlighted the easement crossing the field from Fouldrey Ave pumping station to Mains Lane

Date	Form of correspondence	Key topics discussed and key outcomes
		(Yense / Carrington Group land).
26/04/2018	Email	Email to United Utilities requesting contact details of person to contact within United Utilities who can provide full legal text and details of easements.
11/06/2018	Email	Email from United Utilities advising that Stephen Bennett, Valuation Surveyor, will be able to advise on easements and rights of way.
26/07/2018	Email	Email sent containing AIP Old Mains Lane Retaining Wall, Transmittal and Schedule of Comments.
17/08/2018	Email	Email, with drawing attached, to United Utilities requesting full legal text and details of easements
30/08/2018	Email	Email, with drawing attached, to United Utilities showing modification of existing traffic signal controlled junctions (Poulton and Little Singleton)
08/11/2018	Email	Email, with request to review the Statement of Common Ground and the draft Protective Provisions.
09/11/2018	Email	Received from UU saying the draft SoCG is being reviewed and stated UU have not been in receipt of any funding from HE since the C3 Estimate.
14/11/2018	Email	Email sent specifying when comments on the SoCG are required and explaining the concerns regarding availability have been raised with HE
14/11/2018	Email	Follow up email with

Date	Form of correspondence	Key topics discussed and key outcomes
		enquiry to see if United Utilities required a face to face discussion.
27/11/2018	Email	Arcadis received UU comment on the SoCG.
04/02/2019	Email	Follow up email from UU indicating they are having internal discussions pertaining to the SoCG and Protective Provisions.
13/02/2019	Email	Email from UU with an update on progress on comments from the UU legal team.

- 2.1.2 It is agreed that this is an accurate record of the key meetings and consultation undertaken between (1) Highways England and (2) United Utilities in relation to the issues addressed in this SoCG.

3 ISSUES

3.1.1 There are eight locations along the preferred route of the A585 Windy Harbour to Skippool road improvement scheme where United Utilities' underground apparatus must be either diverted or protected. The issues at each of the eight locations are addressed separately in the following tables.

3.2 Skippool Junction and New Skippool Bridge

	Issue	Highways England Comment	United Utilities Comment	Status
1	Diversion of 600mm dia. ductile iron rising foul main on north side of Skippool Junction / Breck Road. (150m). Requirement subject to depth of existing main passing under carriageway. Including relocation of existing manhole (MH) in Skippool Road.	Site investigations are planned by Highways England to establish actual depth of rising foul main, with United Utilities representative in attendance.	It is to be confirmed who will undertake site investigations. The feasibility of any diversions has not been confirmed.	UNDER DISCUSSION
2	Diversion of 600mm dia. Asbestos cement (A.C.) water main on north side of Skippool Junction/Breck Road /Skippool Bridge Junction at Old Mains Lane (620m)	Site investigation are planned by Highways England to establish location and depth of water main where it crosses Skippool Clough Culvert at Skippool Junction	Agreed in principle following desktop study. Further design work may lead to the agreed solution being superseded.	AGREED
3	Diversion of 250mm dia. A.C. water main on west side of Skippool Junction across Amounderness Way (60m)		Agreed in principle following desktop study. Further design work may lead to the agreed solution being superseded.	AGREED
4	Diversion of 100mm dia. A.C. water main at Skippool junction/Service Station Road		Agreed in principle following desktop study. Further design work may lead to the agreed	AGREED

	Issue	Highways England Comment	United Utilities Comment	Status
			solution being superseded.	
5	Diversion of 150mm dia. concrete surface water drain at Skippool junction/Breck Road		Agreed in principle following desktop study. Further design work may lead to the agreed solution being superseded.	AGREED
6	650mm/700mm dia. twin walled duct required to accommodate 600mm dia. P.E. water main through new Skippool Bridge.		Agreed in principle following desktop study. Further design work may lead to the agreed solution being superseded.	AGREED
7	600mm dia. water main to be cover/buried within new Skippool Bridge footway.		Agreed in principle following desktop study. Further design work may lead to the agreed solution being superseded.	AGREED
8	Diverted 600mm water main to be free from any vehicle loadings on new Skippool Bridge.		Agreed in principle following desktop study. Further design work may lead to the agreed solution being superseded.	AGREED
9	Possibility of dynamic shocks resulting from the water main developing a fault.	Bridge design to accommodate this eventuality if the possibility confirmed.	UU has not been provided with any drawings or been requested to review the bridge design.	UNDER DISCUSSION
10	Existing 600mm foul sewer crossing Breck Road at Breck Holiday Park entrance. Existing manhole outside entrance would be within proposed westbound carriageway	Ideally manhole would be capped. To be discussed in detail with UU.		UNDER DISCUSSION

3.3 Skippool Bridge Junction

	Issue	Highways England Comment	United Utilities Comment	Status
1	Diversion of existing 500mm dia. rising foul main due to clash with proposed location of retaining wall. Retaining Wall design consequently altered to clear the existing foul main (about 5m). Therefore, eliminating requirement for diversion.		Agreed in principle following desktop study. Further design work may lead to the agreed solution being superseded.	AGREED
2	Existing vent and washout manholes on existing 500mm rising foul main (south of Mains Lane) would be in or immediately adjacent to westbound carriageway	Ideally manholes would be capped or relocated. To be discussed in detail with UU.		UNDER DISCUSSION
2	Diversion of 100mm dia. Cast Iron/Polyethylene (CI./P.E.) water main on north side of Skippool Bridge junction (220m)		Agreed in principle following desktop study. Further design work may lead to the agreed solution being superseded.	AGREED
3	Diversion of 100mm dia. C.I./P.E. on south side of Skippool Bridge junction (250m)		Agreed in principle following desktop study. Further design work may lead to the agreed solution being superseded.	AGREED

3.4 South of Mains Lane

	Issue	Highways England Comment	United Utilities Comment	Status
1	Diversion of 300mm dia. Cast Iron main not required as this main has been confirmed as abandoned	Abandoned pipe to be removed by roadworks contractor	UU records indicate this main has been abandoned, to be confirmed on site	AGREED

3.5 Garstang Road East (Poulton Junction)

	Issue	Highways England Comment	United Utilities Comment	Status
1	Diversion of 600mm dia. Cast Iron water main on south side of Poulton Junction will be required at an early stage to allow site traffic to cross even though junction design has changed from proposed roundabout to a traffic signal-controlled junction. Alternatively, the water main requiring slab protection could still be considered.	If feasible, proposed concrete slab protection details to be submitted to United Utilities for consideration and approval.	This has not been agreed with UU. This is a strategic trunk main which may require diverting	UNDER DISCUSSION.
2	Diversion of 225mm dia. V.C. gravity foul main on north side of Poulton Junction.	Only a section of this foul main may require diverting due to recent change to junction design from proposed roundabout to a traffic signal-controlled junction.	Further design work may lead to the agreed solution being superseded. UU have not been requested to review the design.	UNDER DISCUSSION

	Issue	Highways England Comment	United Utilities Comment	Status
3	Protection of 160mm PE water main north of Garstang Road East across location of proposed works compound to the north-east of proposed Poulton Junction	Temporary protection of water main for period of used of temporary works compound To be discussed with UU		UNDER DISCUSSION

3.6 West of Lodge Lane and Borrow-Pits

	Issue	Highways England Comment	United Utilities Comment	Status
1	Diversion of 315mm dia. P.E. water main at West of Lodge Lane Borrow-pit (750m)		Agreed in principle following desktop study. Further design work may lead to the agreed solution being superseded.	AGREED
2	Requirement for United Utilities to serve S159 Notice (Power to lay pipes in other land) for the water main borrow-pit diversion.	All land required temporarily for diversions has been identified as part of the DCO process. Any easements / wayleaves for future access will need to be arranged by UU following completion of the diversion works.	UU understand this is a Client responsibility as part of the Development Consent Order	UNDER DISCUSSION
3	Diversion of 125mm dia. P.E. rising foul main (820m) west of Lodge Lane		Agreed in principle following desktop study. Further design work may lead to the agreed solution being superseded.	AGREED

3.7 Lodge Lane and Lodge Lane Bridge and access to Singleton Hall

	Issue	Highways England Comment	United Utilities Comment	Status
1	Temporary Diversion of 110mm dia. P.E. water main while new bridge is constructed. (135m)		Agreed in principle following desktop study. Further design work may lead to the agreed solution being superseded.	AGREED
2	Permanent Diversion of 90mm dia. P.E. water main in new bridge deck (150m). Ducting to be provided.		Agreed in principle following desktop study. Further design work may lead to the agreed solution being superseded.	AGREED

	Issue	Highways England Comment	United Utilities Comment	Status
3	Permanent diversion of 90mm dia. P.E. water main along new Singleton Hall access road (private road) east of Lodge Lane and south of bypass	All land required temporarily for diversions has been identified as part of the DCO process. Any easements / wayleaves for future access will need to be arranged by UU following completion of the diversion works.	Agreed in principle following desktop study. Further design work may lead to the agreed solution being superseded.	AGREED

3.8 South of Garstang New Road

	Issue	Highways England Comment	United Utilities Comment	Status
1	Diversion of 600mm dia. A.C. water main(75m).	Highway Authority to provide and install duct for diversion beneath new road construction at an early stage to allow site traffic to cross the main	UU believes this is an issue still under discussion. The 600mm AC main may require diverting first.	UNDER DISCUSSION

3.9 Little Singleton Junction

	Issue	Highways England Comment	United Utilities Comment	Status
1	As a result of the recent design change to retain this junction as a traffic signal-controlled junction, rather than a roundabout, only a section of the 225mm dia. foul main running across the junction from Pool Foot Lane, where the new carriageway is	If slab protection is proposed, the details will be submitted to United Utilities for consideration and approval. Design change drawings provided to UU	UU to undertake some SI works or 3D underground mapping to confirm the position and depth of any utilities though. Likewise, UU might require an asset condition survey(s) but will consult their records and apply local knowledge first	UNDER DISCUSSION

	Issue	Highways England Comment	United Utilities Comment	Status
	to be constructed, will require diversion or protection			

3.10 Land Take, Wayleaves and Easements.

	Issue	Highways England Comment	United Utilities Comment	Status
1	Development Consent Order limits include for all areas of land take envisaged as required for utility apparatus diversions. Any additional land take requirements for diversions would be the responsibility of the United Utilities to secure under the compulsory purchase process governed by (1) the enabling statute (i.e. the EA 1989) and (2) the Acquisition of Land Act 1981.	All land required temporarily for diversions has been identified as part of the DCO process. Any easements / wayleaves for future access will need to be arranged by UU following completion of the diversion works.	Development Consent Order to include for landtake required for utility diversions work as far as is reasonably practical. In exceptional circumstances UU can utilise the Water Industry Act 1991	AGREED
2	Wayleaves and easements are legal rights that enable utility companies to have access to private land to install and maintain their apparatus in return for some sort of payments	Existing United Utilities easements crossing the areas within the scheme are to be requested	UU believes that it has provided easement information. UU requires permanent easement and legal rights for any diverted assets to be agreed with HE prior to any land reverting back to a landowner. This issue is still under discussion.	UNDER DISCUSSION

3.11 Site Investigations for Location of Services.

	Issue	Highways England Comment	United Utilities Comment	Status
1	Site Investigations such as ground penetrating radar and slit trench surveys are to be carried out by Highways England to establish precise locations and depths of United Utilities' buried apparatus. (Water mains and foul mains and all associated apparatus) after the DCO application submission.		<p>United Utilities to have a representative present during these investigations.</p> <p>Agreed that work is required to confirm the asset location depth, material etc. The scope of this work has not yet been agreed and the assets have not been risk assessed at this stage. UU believe this issue is still under discussion.</p>	UNDER DISCUSSION

3.12 Protective Provisions

	Issue	Highways England Comment	United Utilities Comment	Status
1	Protective provisions are included in the draft Development Consent Order (Document reference TR010035/APP/3.1) in its Schedule 10 Part 1.	AGREED	UNDER DISCUSSION	UNDER DISCUSSION

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