

**TOWN & COUNTRY PLANNING ACT 2008 AND THE
INFRASTRUCTURE PLANNING (EXAMINATION PROCEDURE)
RULES 2010**

PLANNING INSPECTORATE REFERENCE NUMBER: 2022835

**Written Representations regarding the Application by Norfolk
County Council for an order for Development Consent for a
new highway crossing of River Yare, Great Yarmouth
connecting Harfrey's Roundabout to the west of River Yare
with South Denes Road to the east of the River Yare ("Great
Yarmouth Third River Crossing")**

WRITTEN REPRESENTATIONS BY ANGLIAN WATER SERVICES LIMITED

DATE OF WRITTEN REPRESENTATIONS: 8 October 2019

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1. Introduction

- 1.1 Anglian Water Services Limited ("Anglian Water") is appointed as the water and sewerage undertaker for the Anglian region, by virtue of an appointment made under the Water Industry Act ("WIA") 1991. Anglian Water is a wholly owned subsidiary of AWG plc. The principal duties of a water and sewerage undertaker are set out in the WIA.
- 1.2 Anglian Water is considered a statutory consultee for the proposed Gas fired peaking plant and connection infrastructure under section 42 of the Planning Act (2008) and Regulation 3 of the Infrastructure Planning (Applications: Prescribed Forms and Procedures) Regulations 2009.
- 1.3 Anglian Water is the appointed sewerage undertaker for the development.
- 1.4 Anglian Water has engaged as an Interested Party in the Examination in order to ensure adequate provisions are included within any final Development Consent Order to protect Anglian Water's existing and future assets and Anglian Water's ability to perform its statutory duties.
- 1.5 Anglian Water is in principle supportive of the development.
- 1.6 A Statement of Common Ground with Anglian Water is currently in the process of being finalised for the above project. The expectation that Norfolk County Council will submit the agreed Statement of Common Ground to the Examining Authority on behalf of both parties.

2. Anglian Water's Interests and Assets affected

Existing Assets Affected

- 2.1 There are sewers and associated infrastructure in Anglian Water's ownership located within the boundary of the site. These assets are critical to enable us to carry out Anglian Water's duty as sewerage undertaker.
- 2.2 In relation to the sewers within the boundary of the Development Control Order, having laid the asset under statutory notice, Anglian Water would require the standard protected easement widths for these assets and for any requests for alteration or removal to be conducted in accordance with the Water Industry Act 1991 and the Protective Provisions sought by Anglian Water (outlined in section 3). Set out below is the standard easement width requirements;
- 2.3 Standard protected strips are the strip of land falling the following distances to either side of the medial line of any relevant pipe;
- 2.25 metres where the diameter of the pipe is less than 150 millimetres,
 - 3 metres where the diameter of the Pipe is between 150 and 450 millimetres,
 - 4.5 metres where the diameter of the Pipe is between 450 and 750 millimetres,
 - 6 metres where the diameter of the Pipe exceeds 750 millimetres.
- 2.4 If it is not possible to avoid any of Anglian Water's sewers, then the sewer may need to be diverted in accordance with Section 185 of the Water Industry Act 1991. Anglian Water is, pursuant to Section 185 under a duty to divert sewers if requested to do so unless it is unreasonable to do so. A formal application will need to be made to Anglian Water for a diversion to be considered. Diversionary works will be at the expense of the applicant.

Connections to the foul and surface water sewerage networks

- 2.5 Anglian Water is not aware of any foul connection(s) requirements made upon them for the development.
- 2.6 Should a wastewater service be required and once agreement has been reached, there are a number of applications required to deliver the necessary infrastructure. These are outlined below;

Provision of infrastructure:

Onsite Foul water	Section 104 Water Industry Act 1991
Offsite Foul water	Section 104 Water Industry Act 1991

- 2.7 We understand that a surface water connection to an existing combined sewer is required to for the eastern part of the development as outlined in the submitted drainage strategy (document 6.2). Anglian Water have had constructive discussions with the applicant regarding the proposed surface water strategy and are supportive of the strategy in principle subject to evidence being provided demonstrate that the applicant has followed the surface water hierarchy as specified in Part H of Building Regulations and further details of the flow control mechanisms to confirm the discharge rate which is assumed.

3. Draft Development Consent Order

- 3.1 Anglian Water has had constructive dialogue with the applicant regarding the wording of protective provisions specifically for the benefit of Anglian Water to be included in the Draft Development Consent Order (DCO). The DCO as currently drafted includes protective provisions specifically for the benefit of Anglian Water (Schedule 14, Part 4) as previously requested.
- 3.2 A surface water connection to a combined sewer which forms part of the public sewerage network is expected to be required for the eastern part of the development. The expectation is that a surface water strategy will be submitted for approval to Norfolk County Council as County Planning Authority following consultation with a number of bodies including the Great Yarmouth Borough Council and the IDB. However Anglian Water does not appear in the list of bodies to be consulted on the surface water strategy.
- 3.3 Therefore we would ask that the following amendment is made to the wording of the DCO:

Surface water drainage

10.—(1) No part of the authorised development which comprises any part of a surface water drainage system is to commence until written details of that surface water drainage system have been submitted to and, following consultation with Great Yarmouth Borough Council, the lead local flood authority, **Anglian Water Services Ltd** and the IDB, approved in writing by the county planning authority.

(2) The surface water drainage system submitted for approval by the county planning authority under sub-paragraph (1) must be in accordance with the drainage strategy and include a timetable for implementation.

(3) The surface water drainage system must be constructed in accordance with the system approved under sub-paragraph (1).

- 3.4 Subject to this amendment being made we are supportive of the wording of the Draft DCO.

4. Acquisition of land in Anglian Water's ownership

- 4.1 We note that it proposed to permanently acquire land in which Anglian Water's has had an interest in which appears to relate to sub-soil associated with the public highway as identified on the submitted land plan (document APP-010).
- 4.2 To date we have not had specific discussions about the implications of permanent possession of land in which Anglian Water has an interest as set out above. We would wish to understand what is intended to ensure that we can continue to serve our customers both during and after construction.