

The Planning Inspectorate
Room 3/19A
Temple Quay House (2 The Square)
Temple Quay
Bristol
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BS1 6PN

Our ref: NA/2020/115279/08-L01
Your ref: A1 in Morpeth
Date: 29 June 2021

Dear Sir/Madam

**A1 IN NORTHUMBERLAND: MORPETH TO ELLINGHAM: DEADLINE 10
SUBMISSIONS. MORPETH TO ELLINGHAM**

Please find enclosed our written representations for Deadline 10 and the Actions Points from Issue Specific Hearings 4 and 5 for this Development Consent Order (DCO) on behalf of the Environment Agency (EA).

If you have any questions or require any clarification on the points below, please do not hesitate to contact me.

Yours faithfully

Lucy Mo
Planning Technical Specialist - Sustainable Places

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**A1 IN Northumberland: Morpeth to Ellingham Development Consent Order
Application Planning Inspectorate Reference: TR010059**

**Deadline 9 Submission - 7.3 Updated Outline Construction Environmental
Management Plan (Clean) (CEMP) - Rev 8 [REP9-016]**

The EA are satisfied with the actions outlined in the latest iteration of the CEMP. However, it is noted that there are number of points in the Deadline 8 Submission - 7.9.1.1 Culvert Mitigation Strategy - Rev 2 [REP8-023] that do not align with the latest version of the outline CEMP.

For example and with respect to Earsdon Burn, the Outline CEMP makes reference to a low flow channel with a natural bed of 150mm and if a low flow channel is not possible, then the depth of the natural bed needs to be a minimum of 300mm. However, the culvert mitigation strategy states that it is “Highly unlikely that Earsdon Burn would be a suitable habitat for fish so no baffles or low flow channel provided”. The proposed natural bed depth is recorded as 150mm, yet it was agreed with the applicant that in the absence of a low flow channel, the minimal bed depth must be 300mm.

On the River Lyne, the use of a low flow channel is accepted. However, in the Outline CEMP it states that if a low flow channel isn't possible, then the minimum natural bed depth in the culvert must be 300mm.

**Deadline 9 Submission - 3.1 draft Development Consent Order (Tracked) -
Rev 10a [REP9-005]**

We are content with the proposed draft DCO.

**Deadline 9 Submission - 7.6C Statement of Common Ground with The
Environment Agency - Rev 7 [REP9-023]**

We are satisfied with the contents of the Statement of Common Ground.

A legal agreement has been prepared between the Applicant and EA to secure the financial contribution to deliver offsite compensation works. The EA considers that this matter is now agreed. We expect the formal agreement to be executed by Deadline 11.

Action Points from Issue Specific Hearings 4 and 5.

Wednesday, 9th June 2021 – Issue Specific Hearing 4	
Action Point	EA comment
Environment Agency (EA) to clarify if any further changes are required to action A-B40 of the Outline CEMP.	No further changes are required to action A-B40.
Thursday, 10th June 2021 – Issue Specific Hearing 4	
EA to confirm whether it is content with the wording of a S-W1 (pg31) and S-W101 in [REP7-009].	The EA are content with the wording of the action S-W1 and S-W101 as outlined in REP7-009 and REP9-016 (latest version of the CEMP). However, with respect to S-W101, this action makes reference to 'Watercourse mitigation and compensation for the loss of channel', it should be noted that compensation is not fully covered within the culvert mitigation strategy as further offsite compensation was required and has been agreed with the Applicant.
EA to confirm position in relation to S-W102, A-W7, A-W10, A-W11, A-W12 included in [REP7-009].	The EA are content with the wording of actions to A-W7, A-W10, A-W11, A-W12 as outlined in REP7-009 and REP9-016 (latest version of the CEMP). S-W102: The CEMP must state that if monitoring highlights any problems, the appropriate or necessary action must be taken.
EA to confirm position in relation to S-B14, A-W5, A-W6, A-W-7, A-W9, A-W11 [REP8-012].	The EA are content with the wording of actions S-B14, A-W5, A-W6, A-W-7, A-W9, A-W11, as outlined in REP8-012 and REP9-016 (latest version of the CEMP).
Tuesday, 15th June 2021 – Issue Specific Hearing 5	
Action Point	EA comment
Applicant to provide summary statement detailing the latest position and/or agreement with the Environment Agency (EA) and Natural England (NE), in relation to compensation, including trigger points	A legal agreement has been prepared between the Applicant and EA to secure the financial contribution to deliver offsite compensation works. The EA considers that this matter is now agreed. We expect the formal

and cross-referenced with SoCGs.	agreement to be executed by Deadline 11.
EA to provide written response in relation to changes to the wording of actions SW-B2, SW-W4, SW-W6, SAW-W3, SAW-W5 in [REP8-014].	The EA are content with the wording of actions SW-B2, SW-W4, SW-W6, SAW-W3, SAW-W5, as outlined in REP8-014 and REP9-016 (latest version of the CEMP).