

Comments on Written Representations relating to the

A66 Northern Trans-Pennine Project

Submitted on Behalf of Messrs Heron

14th January 2023

1. Introduction

1.1 We are instructed to submit these comments on representations on behalf of the Heron family comprising the families below, 'Messrs Heron':

Mr J Heron, [REDACTED]

Mrs D and Mr I Heron, [REDACTED]

Mr J and Mrs M Heron, [REDACTED]

Mr S and Mrs C Heron, [REDACTED]

Mr D and Mrs M Heron, [REDACTED]

1.2 We have previously submitted on behalf of Messrs Heron written submissions dated 18th December 2022 setting out concerns in relation to the following:

- The adequacy of consultation and information provided
- The extent of negotiations to date
- The availability of more suitable routes around the village of Warcop
- The suitability of the proposed location and arrangements for the Brough Hill Fair replacement site
- Justification for the permanent acquisition of land or rights over land, and temporary land occupation; and the extent of those needs
- The extent and locations of proposed ecological mitigation measures

- The Suitability of Proposed Locations for Drainage Ponds and Compounds
- Liability for Infrastructure
- Demonstration of adequate Funds

1.3 We have now had an opportunity to consider the Written Representations submitted by other parties for 'Deadline 1' and offer the following comments specifically in regard to the proposed relocation of the Brough Hill Fair.

2. Comments on Representations

2.1 The suitability of the proposed location and arrangements for the Brough Hill Fair replacement site

2.1.1 As set out within their Written Representation dated 18th December 2022, it is Messrs Heron's opinion that a route further to the north would be more appropriate for the proposed scheme, and that this would negate the need to relocate the site of the Brough Hill Fair.

2.1.2 In the Written Representations we set out a significant number of concerns particularly in relation to animal welfare, access, health and safety, security and bio-security with input from ARLA dairies and the NFU; and we referenced similar concerns raised by Mr Billy Welch on behalf of the travelling community.

2.1.3 We note that in their Written Representations, Mr Bill Lloyd and Mr Billy Welch as Brough Hill Fair Community Representatives raise further concerns in respect of the feasibility and appropriate

methodology for transferring the rights associated with the Fair which were first set out by Charter in 1330¹.

2.1.4 We respectfully suggest that as previously outlined, these Written Representations serve to further illustrate the sense in adopting a route further to the north of Warcop than that currently proposed by the Applicant.

2.1.5 The proposed site for the relocation of the Hill Fair is adjoining to their extensive agriculture and haulage businesses and directly next to two of their residential properties which is not acceptable to Messrs Heron

2.1.6 A route further north, such as the one referred to as the 'Billy Welch Straight-line' would avoid not only the need for the difficult and costly legal task of attempting to transfer the ancient rights associated with Hill Fair, but also any need to relocate it at all. Furthermore, it would negate the substantial concerns raised on behalf of Messrs Heron in respect of the proposed re-location site immediately adjacent to their Farm Steading.

2.1.7 It is noted that Warcop Parish Council are also strongly in favour of a route through 'MOD Scrubland' in order to avoid the loss of the existing Brough Hill Fair Site and that within their representations they echo concerns in relation to the cultural and historical impact, and suggest that the proposed relocation site would place horses and the new dual carriageway dangerously close together².

¹ TR010062-001049 Written Submission on Behalf of Brough Hill Fair Community

² TR100062-001100 Warcop Parish Council Additional Submissions

2.2 The availability of more suitable routes around the village of Warcop

2.2.1 As identified above, we strongly suggest that the Applicant should redesign the scheme in order to take the line of the road north away from Warcop. This is endorsed not only by Messrs Heron, but also Warcop Parish Council and the Brough Hill Fair Community Representatives.

2.2.2 We have also reviewed the written submissions of Mr Mark Blackett-Ord³ in relation to the proposed route of the road around Warcop. In particular we would highlight and endorse the benefits that he identifies in relation to a more northerly route such as those summarised below:

- i) It would avoid the destruction of Ancient Monuments including a neolithic Stone Circle from which Warcop's name is derived, the need to relocate the Brough Hill Fair and the loss of the Sports Fields
- ii) There would be reduced noise, air and atmospheric pollution for the residents of Warcop
- iii) It would minimise the destruction of valuable ancient landscape (as opposed to scrubland within the Army Training area)
- iv) It would be less likely that the road scheme would contribute to increased risk of flooding within Warcop

³ TR10062-001198 Objections to National Highways Preferred Route

- v) The northern alternative could potentially be delivered at a lower cost.

3. Conclusion

3.1 In conclusion, following Deadline 1, we have highlighted Written Representations from the Representatives of the Brough Hill Fair, Warcop Parish Council, and Mr Mark Blackett-Ord which support and expand upon our position that the Applicant ought to redesign the Scheme in order to take it further to the north away from the village of Warcop.



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