

**A66 Northern Trans-Pennine Project**  
**Deadline 8 Submission: Final Principal Areas of Disagreement Summary Statement**

	<b>The principal issue in question</b>	<b>The brief concern held by Historic England</b>	<b>What needs to;</b> <ul style="list-style-type: none"> <li>• change, or</li> <li>• be included, or</li> <li>• amended</li> </ul> <b>so as to overcome the disagreement</b>	<b>Likelihood of the concern being addressed during Examination</b>
1	<i>Procedural Issues</i> HE's principal issue has been the novel use of the EMP proposed by the Applicant and the consequences of this approach. Through constructive engagement with the Applicant, many of the specific points of concern have been addressed satisfactorily, however, the two issues below remain unresolved.			
A	Limited oversight of Applicant's internal handling arrangements for post-consent determinations arising under the Environmental Management Plan.	It has not been possible to ascertain whether the decision maker for applications for post-consent determinations will be sufficiently independent from the developer on the basis of the information contained in the application. There is no mechanism for external approval of measures the Applicant will eventually put in place to ensure the independence of the decision maker deciding post-consent determinations.	Amendments to the EMP to require external approval of the internal arrangements to put in place by the Applicant to handle post-consent determinations.	It has not been possible to resolve these issues in the examination.  We intend to submit a closing statement at deadline 9 to provide further detail on these outstanding issues.



B	Archaeological investigations and mitigation works which take place prior to the legal commencement of development are not expressly subject to controls.	It is unclear how any archaeological works which take place prior to commencement will be controlled or supervised to ensure that no harm will be caused to archaeology.	Amendments to the DCO and EMP to ensure that any pre-commencement archaeological works are carried out in accordance with professional standards.	<p>It has not been possible to resolve these issues in the examination.</p> <p>We intend to submit a closing statement at deadline 9 to provide further detail on these outstanding issues.</p>