

Gatwick Northern Runway

TR020005

National Highways Comments on any Submissions Received by Deadline 7

August 2024

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1 **Comments on any Submissions Received by Deadline 7**

This document has been prepared by National Highways to set out its position in respect to matters raised by either the Applicant or other Interested Parties as part of their Deadline 7 submissions. National Highways position has been provided in order to provide clarity to the Examining Authority on points of agreement, disagreement or where additional clarity is being sought in order to resolve the matters raised by National Highways as part of its Relevant Representation **[TR020005/RR/3222]** and Written Representation **[TR020005/REP1/088]**. These can be found in Table 1.1 below.

Table 1-1 National Highways Comments on any Submissions Received by Deadline 7

Reference	Examination Library Reference Number	Statement	National Highways Comment
Gatwick Airport Limited - 10.58 Appendix A - Response on Design Matters			
Page 72	REP7-096	<p>The sub-areas of Works Nos. 35 to 37 referenced in the LPAs' response relate to the surface access works proposed as part of the Project. The detailed design of these works are to be subject to National Highways' (NH) approval under Requirement 6 of the Draft DCO (Doc Ref. 2.1) and the protective provisions for the benefit of National Highways in Part 3 of Schedule 9 to the draft DCO. These provisions set out National Highways' specific requirements as regards drainage details to be submitted for approval and it is therefore not appropriate to cut across this by introducing local authority involvement by making the national highway works subject to the design review process. NH has not requested that these elements are subject to the Design Adviser's review and, given NH are the relevant determining body for the surface access works, the LPAs' request is not considered justified.</p> <p>In addition, the LPAs' request is focused on the drainage element of these works and is not considered sufficiently justified purely on the basis of drainage impacts, as such matters are controlled under drainage-specific requirements in the Draft DCO (Doc Ref. 2.1). For example, the drainage works are not to be commenced until a Flood Compensation Delivery Plan has been submitted for approval by West Sussex County Council (in consultation with the Environment Agency) under DCO Requirement 23, being the appropriate drainage approving bodies</p>	National Highways will require the Applicant to design any drainage assets in accordance with the Design Manual for Roads and Bridges. For any attenuation ponds, this will require the Applicant to consider the requirements of DMRB CD532, which places a requirement of the Applicant to ensure that attenuation ponds reflect the overall character shape and scale of the prevailing topography as noted in Section 3.56.
2.1 Draft Development Consent Order Version 9 (Tracked)			
Article 17 (3)-(4)	REP7-007	<p>(3) From the date on which Work No. 35 (South Terminal Junction improvements) is completed and open for traffic, the roundabout circulatory carriageway at junction 9 of the M23 is to cease to have the classification of motorway and will instead be classified as a trunk road with an A-road classification as if it had become so by virtue of an order under section 10(2) of the 1980 Act.</p> <p>(4) Any prohibitions in respect of the circulatory carriageway at junction 9 of the M23 or accesses onto that junction that are made pursuant to article 18(3)(b) or (e) can include prohibitions on its access and use by pedestrians and other forms of non-motorised users as well as vehicles</p>	National Highways can confirm that this wording is agreed with the Applicant and is necessary to ensure that the road classifications are updated following completion of Work No. 35.
Schedule 7	REP7-007	"Minor works..."	<p>National Highways continues to have concerns on the use of the term "Minor works". The Applicant should either define this term or set out what these works entail.</p> <p>On Plot 1/242A, National Highways notes the response from the Applicant at CAH1, set out in its Deadline 4 submission: Written Summary of Oral Submissions CAH1: Compulsory Acquisition [REP4-034] which stated: <i>"The Applicant confirmed that Plot 1/242A is required in relation to construction activities associated with Work No. 36 including enabling the scheme to undertake any potential works that may be required to a drainage outfall pipe to Gatwick Stream, the exact location and condition of which is to be confirmed at the detailed design stage with appropriate site investigations."</i></p> <p>The Applicant's latest amendments to Schedule 7 do not seem to cover the purposes disclosed at Deadline 4. For example, there is no reference to drainage in Schedule 7 and arguably the Applicant would therefore be able to take wider powers than reasonably necessary for this plot. National Highways requests that the Applicant clarify the rights sought in detail.</p>

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			Notwithstanding the above, National Highways welcomes the reduction in the extent of permanent acquisition powers across its land.