



Meeting note

Project name	Western Rail Link to Heathrow
File reference	TR040009
Status	Final
Author	The Planning Inspectorate
Date	10 May 2019
Meeting with	Network Rail
Venue	The Planning Inspectorate
Meeting objectives	Project Update Meeting
Circulation	All attendees

Summary of key points discussed and advice given

The Developer was aware of the Planning Inspectorate's (PINS) openness policy and that any advice would be recorded and placed on PINS' website under section 51 of the Planning Act 2008 (PA2008). Any advice given does not constitute legal advice upon which the Developer (or others) can rely.

Review of Programme

The Developer advised that the application submission date is likely to be late 2019.

The Developer provided a brief summary of the reasons for the delay in the application submission, related to the delay in receiving the traffic modelling data. This data is required for the air quality and noise modelling which will be part of the Environmental Statement (ES). The original delivery dates for the development have not changed as a result of this delay.

The Inspectorate noted that some time has now passed since the developer submitted its scoping request in 2015 under The Infrastructure Planning (Environmental Impact Assessment) Regulations 2009, and queried how the developer will ensure a robust ES is submitted. The developer confirmed that it intends to include information within its ES which cover the updates within the 2017 regulations, although apart from health impacts, these will be integrated into other ES chapters.

Consultation updates

The Developer explained that since the statutory consultation in the summer of 2018, the red line boundary has reduced in some areas and increased in others and that some rounds of non-statutory (targeted) consultation are planned to take place regarding these changes – for example proposals at shaft 2, Lakeside Road and extension of Order Limits by about 250m into the Heathrow Airport site for platform and track works. The Inspectorate reiterated previous advice that the developer should consider to what extent targeted (non-statutory) consultation is appropriate as opposed to full statutory

consultation (with reference made to the Government's pre-application Guidance on this matter) and to also consider section 48 of the Planning Act 2008 regarding the need to publicise the 'proposed application'. The Inspectorate advised the Developer to also provide full and detailed justification of its approach to each consultation stage within the Consultation Report submitted with the application.

Interface with other Proposed Developments

The Applicant briefly explained the interface between the following proposed developments:

- CEMEX mineral extraction
- Heathrow expansion
- M4 Smart Motorway
- Relocation of the Lakeside Energy from Waste facility

The Developer confirmed that a legal agreement has been signed with CEMEX.

The Developer explained that the ES will include assessments for two spoil disposal scenarios for excavated tunnel and other site materials. Scenario 1 use of excavated material to backfill CEMEX voids and Scenario 2 offsite disposal of excavated material, representing a worst case, in the event that the CEMEX site could not be used for backfilling of material. However, the applicant stressed the likely and intended scenario will be to fill the CEMEX voids with this spoil. The Inspectorate advised the Developer, in relation to any options submitted within the application, to ensure they provide thorough evidenced justification for any Compulsory Acquisition related to either option/land.

The Developer confirmed that there will be some overlap in order limits between the Heathrow expansion project and this project.

Draft Order despatched to stakeholders

The Developer confirmed that they are engaging with stakeholders in relation to the 15 draft Protective Provisions and that these Protective Provisions, where agreed, will be included as a schedule within the draft Development Consent Order (dDCO).

Any Other Business

The Inspectorate advised the Developer to consider Advice Note 15 when drafting their dDCO and Explanatory Memorandum and to follow the advice in Advice Note 17 regarding the cumulative effects assessment hierarchy.