



The Planning
Inspectorate

Planning Act 2008- section 92

Application by North Somerset District Council for an Order granting Development Consent for the Portishead branch line – MetroWest Phase 1

Agenda for Compulsory Acquisition Hearing

Date:	Friday 4 December 2020
Joining available from:	9:30am ¹
Meeting start time:	10:00am ²
Location:	Virtual event

All Affected Persons are invited to attend the compulsory acquisition hearing but as the event is being held virtually it would assist with the running of the hearing if you could let the Inspectorate's Case Team (Metrowest1@planninginspectorate.gov.uk) know by Monday 23 November 2020 of a wish to participate in the hearing so that the relevant instructions can be sent for you to join the event.

Each Affected Person is entitled to make oral representations at hearings. However, this is subject to the Examining Authority's (ExA) power to control hearings.

The virtual event will be open 30 minutes prior to the start of the hearing to enable a prompt start. Hearings will finish as soon as the ExA deems that all those present have had their say and that all matters have been covered.

The agenda is for guidance only. It is not designed to be exclusive or exhaustive. The ExA may add other issues for consideration, may alter the order in which issues are considered and will seek to allocate sufficient time to each issue to allow proper consideration of them. Any lack of discussion of a particular issue at a hearing does not preclude further examination of this issue, including the asking of further written questions.

Every effort will be made to ensure that the issues will be discussed on the day that they are scheduled for. Should the consideration of these issues take less

¹ Full instructions on how to join online or by telephone will be provided in advance of the meeting to those who register to participate.

² If you are joining as an active participant, please follow the joining instructions for the virtual event carefully and connect to the Hearing in good time. In common with traditional Hearings, the event will start on time irrespective of any late arrivals, for whom access may not be possible.

time than anticipated, the ExA may conclude the Hearing as soon as all relevant contributions have been made and all questions asked and responded to.

If there are additional matters to be dealt with or there are submissions that take a considerable amount of time, there may be a need to continue the session for longer on the day. Alternatively, it may be necessary to prioritise matters and defer others to further written questions.

Please Note:

In order to ensure timely publication of the agenda, this has been drafted before the receipt of submissions for Deadline 2. As a consequence, the ExA may need to adjust the agenda at the meeting to allow for responses received at this deadline.

Agenda

The main purpose of the first Compulsory Acquisition hearing is;

- To consider the compulsory acquisition and related provisions within the draft Development Consent Order (DCO);
- To consider whether the conditions relating to the purpose for which compulsory acquisition may be authorised would be met;
- To discharge the ExA's duty to hear persons affected by Compulsory Acquisition (CA) and Temporary Possession (TP) proposals (Affected Persons) who request to be heard; and
- To address related matters.



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Agenda

Title of meeting	Portishead branch line – MetroWest Phase 1 Compulsory Acquisition Hearing
Date	Friday 4 December 2020
Time	10.00 am
Venue	Online via Microsoft Teams invitation
Attendees	Invitees

1. Welcome, introductions, arrangements for hearing

2. Section 122 and 123 of the Planning Act 2008 (PA2008)

- i. The Applicant to briefly outline the case for CA and TP and whether they meet the tests of the PA2008 including whether all reasonable alternatives have been considered and whether the rights to be required are reasonably necessary and proportionate;
- ii. The Applicant to provide a brief update on the progress of negotiations and deadlines for their conclusions; and
- iii. Affected Persons to briefly set out any outstanding concerns that haven't already been discussed.

3. Section 135 of the PA2008 – Crown land

- i. Whether all Crown land has been identified in Part 4 of the Book of Reference (BoR) and on the Crown land plans given that all plots which the Crown has an interest in should be identified.
- ii. Whether the draft DCO would effectively prevent CA of any interest held by or on behalf of the Crown with particular reference to Articles 27 and 28.

4. Sections 130 and 132 of the PA2008

The Applicant to set out the case for CA and TP with regards to section 130 (National Trust land) and section 132 (Commons, Open Space or Fuel or Field Allotments) and in particular to provide an update on progress of negotiations with the National Trust.

5. Temporary Possession or Compulsory Acquisition

The Applicant to set out the criteria that they used in determining whether to seek the use of TP rather than CA of land and rights.

6. Section 127 of the PA2008 with particular reference to Part 5 and Schedule 16 of the draft DCO (Protective Provisions)

The Applicant to update the ExA on the progress of Protective Provisions in light of the submissions at Deadline 2.

7. Funding

8. Action Points arising from Compulsory Acquisition Hearing

9. Any other business

10. Close of Hearing

Attendees

All Affected Parties are welcome to attend the hearing. However, the following parties are invited to attend because the ExA considers that the material they have submitted raises issues that the ExA may wish to explore at the hearing:

- The Applicant;
- Affected Persons;
- North Somerset District Council in its role as the Local Planning Authority;
- Bristol City Council;
- The Environment Agency;
- National Trust;
- Network Rail;
- Statutory Undertakers (including Bristol Port Company, National Grid, Western Power Distribution (south West) Plc)