

DECISION DELEGATED TO DEVELOPMENT MANAGER**DECISION DELEGATED TO DEVELOPMENT MANAGER**

Application No: H04-1115-20 **Applicant:** National Grid Viking Link Ltd.

Proposal: Details of Construction Environmental Management Plan (incorporating Condition 18 - Point of Contact), Construction Traffic Management Plan, Surface & Foul Water, Landscaping & Archaeology (Conditions 7, 9, 19 & 29, 25 & 26 & 32 of H04-0823-17)

Location: North Of North Ing Drove Donington Spalding

Terminal Date: 5th February 2021

Planning Policies**South East Lincolnshire Local Plan - Adopted: March 2019**

01	Spatial Strategy
02	Development Management
03	Design of New Development
04	Approach to Flood Risk
28	The Natural Environment
29	The Historic Environment
30	Pollution
31	Climate Change and Renewable and Low Carbon Energy

National Guidance**National Planning Policy Framework 2019**

NPPF 2019.

Representations:

	Object	Support	No Obj.	Comments
HIGHWAYS & SUDS SUPPORT	0	0	0	1
IAN MARSHMAN - HISTORIC ENVIRONMENT OFFICER	0	0	0	1
BLACK SLUICE INTERNAL DRAINAGE BOARD	0	0	0	1

SHDC INTERNAL	0	0	0	1
---------------	---	---	---	---

CASE OFFICER ASSESSMENT

Proposal

This application seeks to discharge conditions: 7 (incorporating Condition 18 - Point of Contact) Construction Environmental Management Plan, 9 (Construction Traffic Management Plan), 19 & 29 (Surface & Foul Water Drainage), 25 & 26 (Landscaping Restoration) & 32 (Archaeological Written Scheme of Investigation) of H04-0823-17) in relation to works to construct the Viking Link AC cable route.

The covering letter submitted with the application states:

"Further to our recent correspondence, I am pleased to submit the above details in relation to the Viking Link Scheme, which once approved will allow works on the 'AC' cable route to commence between the new converter station and Bicker Fen substation. These works will be undertaken by Siemens, initially making use of reused stone from the Triton Knoll scheme to partially create the temporary haul road for the works (which take place in Boston's jurisdiction) and then subsequently, on exhaustion of the stone resource, using the dedicated permanent access road from the A52 (in South Holland).

For your ease I have set out the details of each of the conditions below in a table and have listed out which of the submitted documents relate to which condition.

Site plans of what is to be constructed have been submitted to discharge the requirements for site drainage. Additional plans (which we do not seek discharge for) have also been provided which are 'for information' so the Council is able to understand the works involved. Similarly, we do not believe Conditions 25 & 26 relating to landscaping, apply to the AC cable works directly, however we have supplied these should the council's view be that it wishes to discharge these in relation to the cable works. They have already been discharged in relation to the converter works."

Site Description

The converter station site consists of a 30 hectare field, broadly rectangular in shape currently in arable use located approximately 1.8 km to the north-west of Donington. The existing access to the site is from a narrow road known as North Ing Drove. To the north of the site are the wind turbines off the Bicker Fen wind farm and overhead electricity lines. The proposed permanent access road would be routed through agricultural land from the A52 to North Ing Drove and follows field boundaries for the majority of its length. The proposed AC cable route is also routed through agricultural land to the north of the proposed converter station site and east of the Bicker Fen 400 kV Substation. Construction is currently ongoing.

History

H04-0823-17 - Approved 8/10/18

Works to facilitate the Viking Link electrical interconnector with an approximate capacity of 1400 megawatts (MW) extending from Revsing, Jutland, (Denmark) to Bicker Fen, Lincolnshire (UK) comprising:

- Installation of two (2) subsea high voltage direct current (DC) cables between Mean Low Water Springs (MLWS) and landfall at Boygrift in East Lindsey;
- Installation of two (2) onshore DC cables between the landfall at Boygrift and the converter station at North Ing Drove in South Holland;
- Construction of associated Temporary Construction Compounds (TCC) and Temporary Works Areas (TWA) and temporary vehicle access arrangements required for DC and AC cable installation;
- Erection of converter station buildings together with the formation of internal roads, permanent

access road from the A52, erection of security fencing, formation of landscaping with associated temporary construction compounds;

- Installation of up to six (6) onshore high voltage alternating current (AC) cables between the converter station at North Ing Drove and the existing Bicker Fen 400 kilovolt (400kV) Substation owned and operated by National Grid Electricity Transmission Plc (NGET);
- Installation of link pillars along the AC cable route for inspection and maintenance purposes, these will be contained within fenced areas;
- Installation of all associated drainage mitigation works; and
- Installation of fibre-optic cable(s) with the high voltage AC and DC cables

H04-0323-20 - Details relating to Condition 18 (Point of contact for local residents and local business for any queries or complaints relating to noise generated by the construction and/or operation of the Development) of H04-0823-17 - Approved 6 May 2020.

H04-0477-20 - Details of Conditions 7 (Construction Environmental Management Plan), 9 (Construction Traffic Management Plan and Access Route), 19 (Drainage Facilities), 24 (Treatment of Contaminated Material) and 29 (Surface Water Drainage Scheme) of planning permission H04-0823-17 in relation to the underground DC cable element of the Viking Link project - Approved 14/08/20.

H04-0752-20 - Details of detailed design (3, 4 & 28), construction environmental management plan (6, 10, 11, 12 & 13), traffic management plan (8 & 16), artificial lighting (15), drainage management (19, 20, 21 & 29), landscaping proposals (25, 26, & 27), written scheme of investigation (32) and point of contact for complaints (18) - Approved 3 November 2020.

H04-0783-20 Non Material Amendment - Clarification of indicative size of buildings on original application approved under H04-0823-17 - Approved 28/10/20.

Consultation Responses

LCC Highways & LLFA

Having given due regard to the appropriate local and national planning policy guidance (in particular the National Planning Policy Framework), Lincolnshire County Council (as Highway Authority and Lead Local Flood Authority) has concluded that the submitted details are satisfactory and accordingly, does not wish to object.

SHDC Environmental Protection

No comments to make in respect of the submitted Construction Management Plan.

Black Sluice IDB

Is in direct correspondence with the applicant regarding any issues and has no comments at this time.

LCC Historic Environment

Correspondence where case officer confirmed that it was the same WSI as previously agreed under CC H04-0752-20 and discharged. Archaeological work has been undertaken.

Planning Considerations

Whether the submitted documents contain sufficient information in order to satisfy the requirements of conditions 7, 9, 18, 19, 25, 26, 29 and 31. This is a comprehensive set of documents. Consultees are satisfied with the contents, which in the main have already been agreed in relation to the DC cabling and converter station.

Conclusion

The submitted documents contain the required information in order to satisfy conditions 7, 9, 18, 19, 25, 26, 29 and 32 in relation to the AC underground cabling.

Additional Considerations

Public Sector Equality Duty

In making this decision the Authority must have regard to the public sector equality duty (PSED) under s.149 of the Equalities Act. This means that the Council must have due regard to the need (in discharging its functions) to:

A. Eliminate unlawful discrimination, harassment and victimisation and other conduct prohibited by the Act

B. Advance equality of opportunity between people who share a protected characteristic and those who do not. This may include removing or minimising disadvantages suffered by persons who share a relevant protected characteristic that are connected to that characteristic; taking steps to meet the special needs of those with a protected characteristic; encouraging participation in public life (or other areas where they are underrepresented) of people with a protected characteristic(s).

C. Foster good relations between people who share a protected characteristic and those who do not including tackling prejudice and promoting understanding.

The protected characteristics are age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex and sexual orientation.

The PSED must be considered as a relevant factor in making this decision but does not impose a duty to achieve the outcomes in s.149. It is only one factor that needs to be considered, and may be balanced against other relevant factors.

It is not considered that the recommendation in this case will have a disproportionately adverse impact on a protected characteristic.

Human Rights

In making a decision, the Authority should be aware of and take into account any implications that may arise from the Human Rights Act 1998. Under the Act, it is unlawful for a public authority such as South Holland District Council to act in a manner that is incompatible with the European Convention on Human Rights. The Authority is referred specifically to Article 8 (right to respect for private and family life) and Article 1 of the First Protocol (protection of property).

It is not considered that the recommendation in this case interferes with local residents' right to respect for their private and family life, home and correspondence, except insofar as it is necessary to protect the rights and freedoms of others (in this case, the rights of the applicant). The Council is also permitted to control the use of property in accordance with the general public interest and the recommendation is considered to be a proportionate response to the submitted application based on the considerations set out in this report.