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Kirklees Council
PO Box 1720,
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HD1 9EL

16 June 2023

Our ref: 151667-TSA-00-TRU-REP-W-EN-001372

Dear Ms Bearcroft

Submission of details pursuant to discharge of Planning Conditions 5, 6 and 10 relating to the deemed planning permission for the Huddersfield to Westtown (Dewsbury) Improvements Transport and Works Act Order (Stage 4 of development)

On behalf of our client, Network Rail, we refer to the above development, for which Planning Direction was received from the Department for Transport reference TWA/21/APP/03, dated 13 October 2022 subject to compliance with conditions 1-20 attached to the Consent.

The discharge of conditions in relation to the Scheme will follow a staged approach (8 stages) based on the planned works at any given time. Various conditions will be applicable depending on the stage of work. These stages are detailed in the approved Stages of Development document (151667-TSA-00-TRU-REP-W-EN-001189).

This submission relates to Stage 4 of the Development. This covering letter, together with the completed application form and submission documents forms part of an application to discharge the following conditions:

- Condition 5 – Code of Construction Practice
- Condition 6 – Construction Traffic Management Plan
- Condition 7 - Materials
- Condition 10 – Contaminated Land
- Condition 12 – Westgate Road Bridge
- Condition 16 – Waste Drainage

The details submitted pursuant to each condition, and which form the basis of this application are outlined below.

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Condition 5 – Code of Construction Practice

Condition 5 states:

a) No stage of the development (including preliminary works) is to commence until a Code of Construction Practice (CoCP) Part B for that stage, including the relevant plans and programmes referred to in (b) below (which incorporates the means to mitigate the construction impacts identified by the Environmental Statement), has been submitted to and approved in writing by the local planning authority. For the avoidance of doubt this does not include approval for Part A of the CoCP (a general overview and framework of environmental principles and management practice to be applied to the scheme along with all construction-led mitigation identified in the Environmental Statement) which has been submitted as part of the Order.

b) Part B of the CoCP (as defined in the Environmental Statement: Volume 3, Appendix 2-1 Code of Construction Practice (Part A), Section 1.2.5) must include the following plans and programmes, for each stage as defined in condition 3:-

i) An external communications programme;
ii) A pollution prevention and incident control plan;
iii) A waste management plan;
iv) A materials management plan including a separate soils mitigation plan;
v) A nuisance management plan concerning dust, wheel wash measures, air pollution and temporary lighting;
vi) A noise and vibration management plan including a construction methodology assessment;
ix) A demolition methodology statement for relevant buildings; and
x) An Environmental Design Plan (EDP) (Land Contamination and Hydrogeology) setting out the environmental requirements during the detailed design stage.

The development must be implemented in accordance with the approved CoCP and the relevant plans or programmes unless otherwise agreed in writing with the local planning authority shall be implemented in full throughout the period of the works.

Reason: To mitigate expected construction impacts arising from the development and to protect local and residential amenity and to ensure the development is carried out in accordance with Kirklees Local Plan policies LP51 and 52.

Discharge of sub-sections ii, iii, v, vi and x is requested.

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Submission against sub-section i was made at Stage 1 and this document covered all 8 Stages of Development and so is not duplicated here.
As set out in document 151667-TSA-00-TRU-REP-W-EN-001189 submitted against Condition 3, the following sub-sections are not relevant to this stage and so no submission has been made.

- Sub-section iv) Materials Management Plan
- Sub-section viii) Measures to protect Huddersfield Conservation Area is not considered necessary as this was covered in the Stage 2 submission
- Sub-section vii) Hillhouse coal chutes –
- Sub-section ix) Demolition Method Statement

It is considered that the following documents prepared by Network Rail and submitted alongside this letter provides sufficient information to satisfy the requirements of Condition 5 in relation to Stage 3 of the Development.

- CoCP Part B - Pollution Prevention and Control Plan Stage 3 document reference 151667-TSA-00-TRU-REP-W-EN-001240 dated June 2023
- CoCP Part B - Waste Management Plan Stage 3 document reference 151667-TSA-00-TRU-REP-W-EN-001241 dated June 2023
- Nuisance Management Plan Stage 3 document reference 151667-TSA-00-TRU-REP-W-EN-001242 dated June 2023
- CoCP Part B Noise and Vibration Management Plan Stage 3 document reference 151667-TSA-00-TRU-REP-W-EN-001243 dated June 2023
- CoCP Part B Environmental Design Plan (Contaminated Land and Hydrogeology) Stage 3 document reference 151667-TSA-00-TRU-REP-W-EN-001244 dated June 2023

Condition 6. Construction Traffic and Travel Management Plan

a) No stage of the development (except preliminary works) is to commence until a Construction Traffic Management Plan ("CTMP") for that stage has been submitted to and approved in writing by the local planning authority for that stage. The CTMP must include:-

i) The package of interventions and mitigation outlined in Volume 2i, Chapter 23, Page 5, section 23.2.14 of the Environmental Statement including an implementation timetable for each stage;
ii) Specific details on arrangements for temporary car parking provision for train users as appropriate at each station including temporary parking at Huddersfield and Mirfield stations and mobility impaired set down/pick up points at Ravensthorpe and Deighton stations;
iii) A travel plan for construction staff, outlining the methods by which they shall be transported to the relevant sites and including the provision of non-motorised facilities to encourage walking and cycling; and

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iv) Details on temporary diversions of both highways and rights of way required as part of the Scheme.

b) The construction of each stage of the development must be carried out in accordance with the approved CTMP unless otherwise agreed in writing with the local planning authority.

Reason: To protect public amenity and highway safety and in accordance with Policy LP21 of the Kirklees Local Plan

It is considered that document Construction Traffic Management Plan Stage 4 document reference 151667-TSA-00-TRU-REP-W-EN-001245, dated June 2023 prepared by Network Rail and submitted alongside this letter provides sufficient information to satisfy the relevant requirements of Condition 6 in relation to Stage 4 of the Development.

Condition 7. Materials

a) Before the commencement of any works in respect of structures listed below, samples and specifications of all materials to be used on all external elevations of the following structures must be submitted to and approved in writing by the local planning authority:

i) MVN2/204 Lees Hall Farm
ii) MVL3/90 Westgate Road bridge
iii) MVL3/98 Fieldhouse Bridge
iv) MVL3/99 Ridings
v) MVL3/100 Peels Pit
vi) MVL3/101 Whitacre Street
vii) MVL3/103 New Colliery Lane (Wheatley's) Bridge
viii) MVL3/110 Parks ix) MVL3/107 New Colne Bridge Road Bridge
x) MVN2/202 Calder Road
xi) MDL1/9 Fall Lane (Thornhill Road) xii) Ravensthorpe Railway Station
xiii) Deighton Station Forecourt, Lifts & Footbridge xiv) Mirfield Station Lifts & Footbridge
xv) Baker Viaduct (Ravensthorpe) xvi) Weaving Lane Retaining Wall xvii) Station staircase access to be closed at Mirfield station
xviii) Principal station signage at Huddersfield, Deighton, Mirfield and Ravensthorpe stations

b) The development must be constructed in accordance with the approved details and thereafter retained unless otherwise agreed in writing with the local planning authority.

Reason: In the interests of visual amenity and in accordance with Policy 24 of the Kirklees Local Plan.

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It is considered that document Materials Stage 4 document reference 151667-TSA-00-TRU-REP-W-EN-001263, dated June 2023 prepared by Network Rail and submitted alongside this letter provides sufficient information to satisfy the relevant requirements of Condition 7 in relation to Stage 4 of the Development.

Condition 10. Contaminated Land

In relation to contaminated land:

a) Where the Environmental Statement (Volume 2i, Chapter 12: Geology, soils and land contamination) indicates that intrusive investigation is necessary for that stage, no development in the relevant stage is to commence until a Phase II Site Investigation Report for that stage has been submitted to, and approved in writing by, the Local Planning Authority.

b) Where remediation measures are shown to be necessary in the Environmental Statement or the Phase II Reports undertaken pursuant to (a) above confirm remediation measures are necessary for the relevant stage, no development in the relevant stage is to commence until a Remediation Statement, demonstrating how the site will be made suitable for the intended use, has been submitted to and approved in writing by the local planning authority. The Remediation Statement must include a programme for all works and for the provision of and timescale for the submission to the local planning authority of Verification Reports for written approval.

c) Remediation of the site shall be carried out and completed in accordance with the approved Remediation Statement. In the event that remediation is unable to proceed in accordance with the approved Remediation Statement, the local planning authority must be notified in writing immediately and where agreed as necessary, operations on the affected part of the site must cease. An amended or new Remediation Statement must be submitted to, and approved in writing by, the local planning authority prior to any further remediation works which must thereafter be carried out in accordance with the revised approved Statement.

Reason: To ensure that the presence of contamination is identified, risks assessed and proposed remediation works are agreed in order to make the site suitable for use.

It is considered that the following document prepared by Network Rail and submitted alongside this letter provides sufficient information to satisfy the relevant requirements of Condition 10 parts a) and b) in relation to Stage 1 of the Development:

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- Condition 10 - Phase 2 Land Contamination Risk Assessment Stage 4 document reference 151667-TSA-00-TRU-REP-W-EN-001237 dated June 2023.

Condition 12. Westgate Road Bridge

- a) No work in respect of the provision of anti-trespass works on structures as identified on planning direction drawing 151667-TSA-30-MVL3-DRG-T-LP162000 Rev P01 relating to bridge MVL3/90 Westgate Road must commence until full details of the anti-trespass measures have been submitted to and approved in writing by the local planning authority.

- b) The development must be constructed in accordance with the approved details.

Reason: To ensure the measures will not have a detrimental effect on significance of the Huddersfield Town Centre Conservation Area in accordance with Policies LP17, LP24 and LP35 of the Kirklees Local Plan and chapter 16 of the National Planning Policy Framework.

It is considered that document Westgate Road Overbridge Stage 4 document reference 151667-TSA-00-TRU-REP-W-EN-001365, dated June 2023 prepared by Network Rail and submitted alongside this letter provides sufficient information to satisfy the relevant requirements of Condition 6 in relation to Stage 4 of the Development.

Condition 16. Waste Drainage

No Development (including preliminary works) must commence in respect of the re-located tea rooms on Huddersfield Station until a scheme to prevent fats, oils, and grease entering the drainage network serving commercial food preparation and dishwashing areas located within Huddersfield station has been submitted to and approved in writing by the local planning authority. The approved scheme must be implemented prior to first operation of the development in respect of the re-located tea rooms at Huddersfield station and shall be retained thereafter.

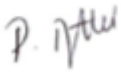
Reason: To prevent fats, oils, and grease entering the drainage network in the interests of environmental wellbeing and in accordance with Local Plan policy LP28.

It is considered that document Waste Drainage Stage 4 document reference 151667-TSA-00-TRU-REP-W-EN-001352, dated June 2023 prepared by Network Rail and submitted alongside this letter provides sufficient information to satisfy the relevant requirements of Condition 6 in relation to Stage 4 of the Development.

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Yours sincerely,



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On behalf of Network Rail

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