

Tritax Symmetry (Hinckley) Limited

HINCKLEY NATIONAL RAIL FREIGHT INTERCHANGE

The Hinckley National Rail Freight Interchange Development Consent Order

Project reference TR050007

Other Consents and Licences Report

Document reference: 5.2

Revision: 04

November 2022

Planning Act 2008

The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009
Regulation 5(2)(q)

◆ Other Consents and Licences Report

INTRODUCTION

1. This document has been prepared on behalf of the Applicant (Tritax Symmetry (Hinckley) Limited) in relation to the Proposed Development of a Strategic Rail Freight Interchange ('SRFI'), known as the Hinckley National Rail Freight Interchange ('the HNRFI', or 'the Proposed Development').
2. The Planning Act 2008 introduced a new consenting regime for a prescribed list of nationally significant infrastructure projects (NSIPs), under which infrastructure developers apply for a Development Consent Order (DCO) from the relevant Secretary of State, having first undertaken an extensive programme of consultation, environmental impact assessment (where required) and design refinement at the pre-application stage. The HNRFI proposals qualify as a Nationally Significant Infrastructure Project (NSIP) as they comprise a rail freight interchange as described in section 26 of the Planning Act 2008. Following a process of examination which will be undertaken by the Planning Inspectorate, the application is passed to the Secretary of State for determination.

THE PROJECT

3. A SRFI is a multi-purpose freight interchange and distribution centre linked to both the national rail and road networks. SRFIs reduce the cost of moving freight and encourage the transfer of freight from road to rail. SRFIs generally have the following components:
 - an intermodal area where containers are lifted between rail freight wagons and container lorries;
 - rail-connected buildings either with their own dedicated rail siding or sufficiently close to the rail terminal to allow containers to be moved from the rail wagons into the warehouse by overhead cranes or reach stackers without the need for them to be loaded first onto a heavy goods vehicle (HGV) or 'tugmaster' yard tractor vehicle;
 - rail-served buildings which allow containers to be moved from the rail wagons into the warehouse by means of an HGV or tugmaster vehicle; and
 - rail-accessible buildings with the potential either to be rail-connected or rail-served.

THE PURPOSE OF THIS REPORT

4. The purpose of this report is to detail the consents and licences that are, or could be, required during the construction and operation of the HNRFI. These consents and licences are in addition to the DCO for the HNRFI, and may include documents such as environmental permits which are subject to different legislation to the DCO, for example.

5. The consents and licences report is not required under the Planning Act 2008 or the Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009, but is recommended in the 'Planning Act 2008: Guidance for the examination of applications for development consent' under paragraph 45, which is shown below:

“Where the proposed development will also require other consents, licences, permits, etc, to enable it to be constructed and/or operational, and for which the Secretary of State is not the authorising body under the Planning Act, then the applicant must list and briefly describe these in Box 24. Reference should be made to any that have already been applied for, and a copy enclosed of any that the applicant may already be in the possession of. Such other consents could be required for controlling pollution, for example.”

6. The list of other consents and licences for the HNRFI is shown below in Table 1.

Table 1: List of other consents and licences for the HNRFI

| Consents or Licences | Legislation | Relevant Consenting Authority | Comments/Justification | Status |
|------------------------------------|---|---|--|---|
| Building Regulation Approval | Building Regulations 2010 | An independent, accredited Approved Inspector | To receive approval that buildings meet minimum design requirements. | Certificates will be obtained upon completion of construction. |
| Environmental Permit(s) | Environmental Permitting (England and Wales) Regulations 2016 | Environment Agency | Required for discharge to surface water or groundwater, treatment of soils and contaminated material if found to be present, substances or products operation of energy centre CHP plant | Relevant permit applications to be submitted following DCO approval and obtained prior to operation or activity where required. |
| European Protected Species Licence | Conservation of Habitats and Species Regulations 2017 | Natural England | Licences are required for works that might result in harm to protected species such as Great Crested Newts or bats. | Licences will be submitted prior to construction. |
| Foul Water Sewer Requisition | Water Industry Act 1991 | Severn Trent Water | Enables connection of the HNRFI to the foul sewer network. | Applications will be submitted to the water utility provider prior to construction. |
| Health and Safety Legislation | Health and Safety at Work Act 1974 | HSE | Required to ensure health, safety and welfare at work during construction and operation. | There is a general duty to comply with health and safety legislation for employers and employees. |

| Consents or Licences | Legislation | Relevant Consenting Authority | Comments/Justification | Status |
|------------------------------------|--|--------------------------------------|---|--|
| Notification of Construction Works | Construction (Design and Management) Regulations 2015. | Health and Safety Executive (HSE) | HSE must be notified prior to construction works beginning on site. | HSE will be notified prior to construction and the CDM Regulations requirements will be followed leading up to and during all construction activity. |
| Petroleum Storage Licence | The Petroleum (Consolidation) Regulations 2014 | LCC | Required where commercial vehicles will be able to refuel on site. | Apply to LCC following construction. |