

# HAMPSHIRE COUNTY COUNCIL

## Officer Decision Record

|                        |  |
|------------------------|--|
| <b>Decision Maker:</b> | Director of Economy, Transport and Environment                   |
| <b>Title:</b>          | M27 Junction 10<br>Initial Ecological Enabling Works (Package A) |

**Contact name:** Heather Walmsley

**Tel:** 01962 846089

**Email:** Heather.Walmsley@hants.gov.uk

### 1. The decision:

- 1.1. That the details of the M27 Junction 10 initial ecological enabling works, (Package A) as set out in this paper be approved;
- 1.2. That approval be given to procure, spend and enter into necessary contractual arrangements to implement this scheme, at a total estimated cost of up to £180,000 to be funded from the Capital Programme.

### 2. Reason(s) for the decision:

- 2.1. A decision is required to enable the commencement of essential enabling works for the M27 Junction 10 in a timescale necessary to meet constraints associated with licensing for protected species. A delay to progressing the licensing could result in a 12 month delay to the start date for main works given the seasonally constrained period for progressing the protected species licences and this could jeopardise funding secured for scheme delivery which needs to be spent by March 2021.

### 3. Other options considered and rejected:

- 3.1. Alternative options have been considered and rejected. To not progress the advanced works could have a fundamentally delaying impact upon the M27 Junction 10 scheme in terms of the overall programme and not meeting critical project dates. There is no financial risk to HCC regarding any of these initial enabling works or licences hence in this instance the approach taken is considered appropriate.

### 4. Conflicts of interest:

- 4.1. None

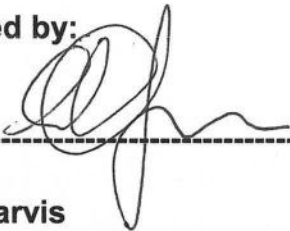
**5. Dispensation granted by the Head of Paid Service:**

5.1. None

**6. Supporting Information:**

6.1. None

**Approved by:**



Handwritten signature of Stuart Jarvis, written in black ink, positioned above a horizontal dashed line.

**Date:**



Handwritten date "13 Dec 2018" in black ink, positioned above a horizontal dashed line.

**Stuart Jarvis**

**Director of Economy, Transport and Environment**

# HAMPSHIRE COUNTY COUNCIL

## Decision Report

|                        |  |
|------------------------|--|
| <b>Decision Maker:</b> | Director of Economy, Transport and Environment                   |
| <b>Title:</b>          | M27 Junction 10<br>Initial Ecological Enabling Works (Package A) |

**Contact name:** Heather Walmsley

**Tel:** 01962 846089

Heather.Walmsley@hants.

### 1. Executive Summary

- 1.1. The purpose of this paper is to seek approval for initial advanced ecological enabling works for the M27 Junction 10, which are required to meet time constraints associated with licencing for European protected species. The works comprise: initial clearance work, coppicing and protective fencing and are essentially required prior to the advanced works for the main scheme and in advance of the delivery of the main works. Approval is being sought to procure, spend and deliver the advanced works. It is necessary to secure a Section 6 Agreement with HE to work on their land and to secure a licence to work on third party land with the developer, Buckland Development Ltd. There is no financial risk to HCC regarding any of these initial enabling works or licences.
- 1.2. Alternative options have been considered and rejected. To not progress the advanced clearance works could have a show-stopping impact upon the M27 Junction 10 scheme by delaying the overall programme and could mean that critical project dates are not met. To not progress the fencing could jeopardise environmental planting works that make up the wider advanced package due to the impact on the planting from grazing animals.
- 1.3. Measures of Success would be works satisfactorily completed.

### 2. Background

- 2.1. M27 Junction 10 currently has restricted access only allowing partial movements for westbound off and eastbound on movements. It is an essential requirement that Junction 10 be upgraded to an all moves junction to cater for the predicted new traffic movements generated by the Welborne Garden development being promoted by Fareham Borough Council through their adopted Welborne Plan (2014).

2.2. As part of the Environmental Appraisal for the site, the presence of European protected species great crested newts and dormice have been identified. To ensure that appropriate licences (which will allow and shape the necessary habitat clearance) can be secured in the necessary timescale, it was necessary to submit an initial, advanced Planning Application in October 2018 for advanced ecological works. (Planning Permission is required before European protected species licensing can be issued). The application is to be determined by Fareham BC in December 2018 allowing advanced works to commence to accommodate seasonally constrained vegetation clearance

2.3. In order to progress these works, it is necessary to seek approval via a delegated decision to procure the works. It is necessary to secure a Section 6 Agreement with HE to work on their land and to progress a licence to work on third party land with the developer. There is no financial risk to HCC regarding any of these initial enabling works or licences, hence in this instance the approach taken was considered appropriate given the fact that to not have progressed this advanced application would have had a show-stopping impact upon the scheme.

### **3. Scheme Details**

3.1. The initial, advanced ecological enabling contract (Package A) will comprise the following works:

- Installation of long-term work boundary fencing to designate the extent of the site. Reptile fencing will be attached to exclude great crested newts (as well as other reptiles) from the site. Circular pitfall traps will be constructed on the works side of the fence flush to plastic sheeting with tops just below ground level to allow the translocation of great crested newts.
- Install 2no. 3m wide gates to facilitate access to the field, location as shown on drawings.
- Install overrun area using Type 1 fill 400mm deep, location as shown on the contract drawings.
- Under ecological watching brief, using hand-held tools or long-reach excavator, cut vegetation down to 300mm high, with sensitive removal of arisings, and retaining coppiced east-west strips to 1.5m high, locations as shown on drawings.
- Use vegetative arisings to install dead hedges to allow animals to migrate out of the site. Locations as specified on site by Hampshire County Council's ecologist; approximate locations are shown on the drawings.
- Install reptile temporary fencing within the works to enable great crested newt translocation. Pitfall traps will be constructed on both sides of the fence line flush to plastic sheeting with tops just below ground level.
- Install permanent timber fencing.
- Installation of dormouse boxes within retained coppiced strips.
- Construct new pond as ecological mitigation for great crested newts.

3.2. The works are shown by drawing CJ008926-ATK-HGN-J10-DR-CH-000023 attached and are denoted by the orange and light blue shaded areas.

#### **4. Finance**

- 4.1. £1.5 million was secured from the DfT retained funding in January 2018 as an advance towards the scheme development. Accordingly, the Director of Economy, Transport, and Environment approved the early stages of this scheme's entry into the Capital Programme.
- 4.2. A separate report on Capital Programme Monitoring, to the decision day in January 2019, will propose that the £1.5m value is increased to reflect any additional funding secured and to enable further development of the scheme.
- 4.3. The funding for the advanced works is anticipated to come from the £1.5m funds already secured as set out above.

#### **5. Programme**

- 4.1 The works will help to ensure that the programmed target dates for the development and delivery of the Junction 10 scheme are achieved. It is anticipated that the enabling works will commence in January 2019 and be completed by March 2019.

#### **6. Departures from Standards**

- 6.1. None

#### **7. Community Engagement**

- 7.1. A planning application for the advanced works was submitted to Fareham Borough Council in October 2018 by Buckland Development Ltd. The wider Junction 10 scheme is part of the Welborne developments planning application submitted in 2017 and due to be updated in December 2018.

#### **8. Statutory Procedures**

- 8.1. The works require Planning Permission from Fareham Borough Council. It is anticipated that this will be granted on 12 December 2018.

#### **9. Land Requirements**

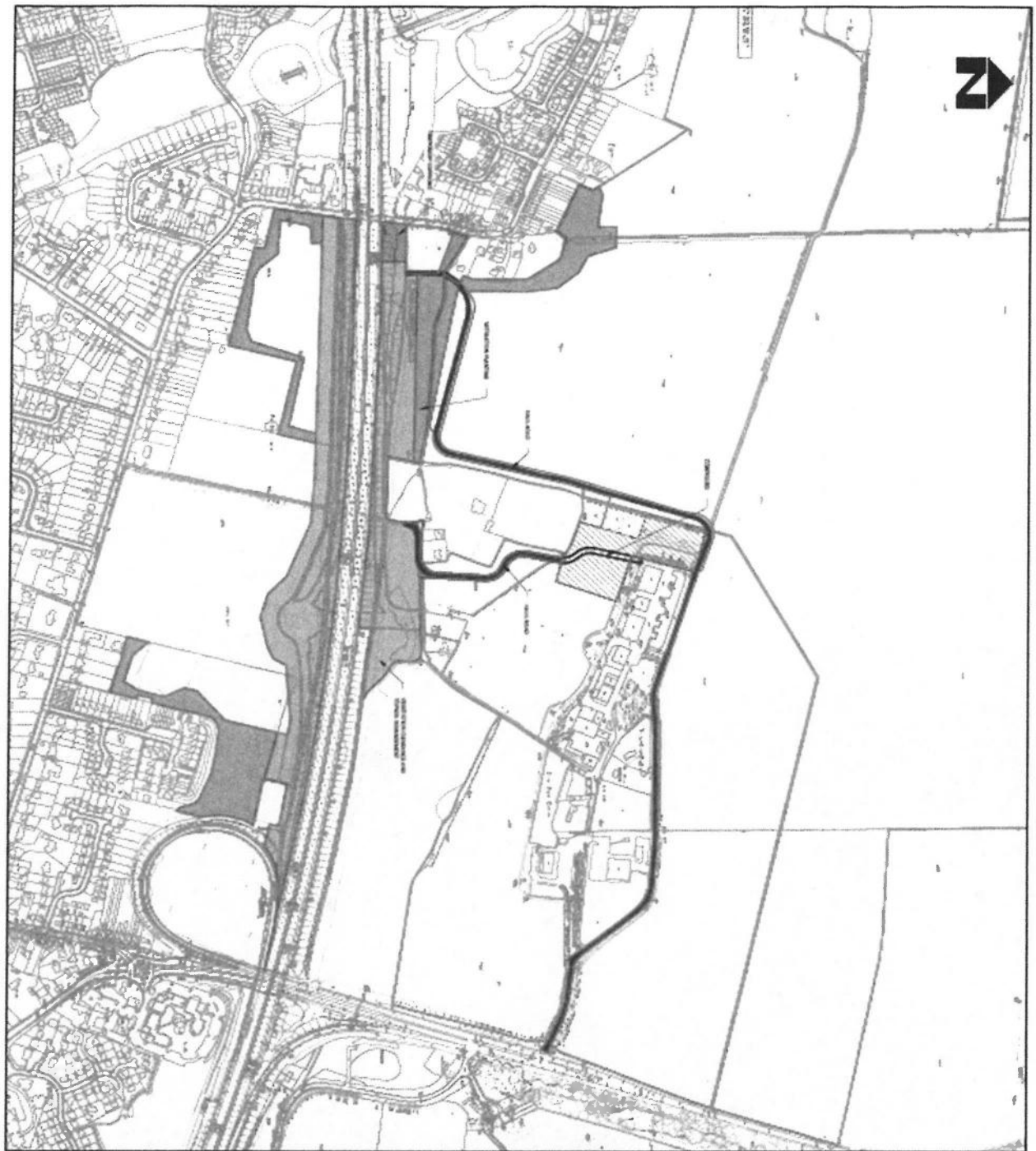
- 9.1. The land required for the advanced works is within ownership of both Highways England and Buckland Development Limited (BDL). It will necessary to progress a Section 6 Agreement with Highways England to work on their land and to process a licence to carry out the works on BDL land.

#### **10. Maintenance Implications**

- 10.1. No maintenance will be required on Highways England land. Low level maintenance will be undertaken on BDL land to ensure that fencing is not disturbed in advance of the advanced works for the main works commencing.

## **11. Recommendation(s)**

- 11.1. That the details of the M27 Junction 10 Initial Ecological Enabling works, (Package A) as set out in this paper be approved;
- 11.2. That approval be given to procure, spend and enter into necessary contractual arrangements to implement this scheme, at a total estimated cost of up to £180,000 to be funded from the Capital Programme.



**NOTES**

1. SEE OTHER SHEETS FOR THE PROJECT.
2. ALL DIMENSIONS ARE IN FEET AND INCHES.

**LEGEND**

- ADJACENT TO EXISTING
- EXISTING
- PROPOSED
- PROPOSED CONCRETE

**FOR REVIEW / COMMENT**

|     |      |    |          |
|-----|------|----|----------|
| NO. | DATE | BY | REVISION |
|     |      |    |          |
|     |      |    |          |
|     |      |    |          |
|     |      |    |          |

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**WILLBROS**

**Hampton Lane**  
 Capacity Improvement  
 WEST JUNCTION TO  
 SHAW AND WOODS  
 SITE CLEARANCE PLAN

DATE: 08-20-08  
 DRAWN BY: CH-00002  
 CHECKED BY: JH-00002  
 PROJECT NO: 0801



**CORPORATE OR LEGAL INFORMATION:****Links to the Strategic Plan**

|  |     |
|--|-----|
| Hampshire maintains strong and sustainable economic growth and prosperity: | yes |
| People in Hampshire live safe, healthy and independent lives:              | yes |
| People in Hampshire enjoy a rich and diverse environment:                  | yes |
| People in Hampshire enjoy being part of strong, inclusive communities:     | yes |
| <b>OR</b>  |     |

**Other Significant Links**

|  |             |
|--|-------------|
| <b>Links to previous Member decisions:</b>                           |             |
| <u>Title</u>   | <u>Date</u> |
| Capital Programme EMET   |             |
| <b>Direct links to specific legislation or Government Directives</b> |             |
| <u>Title</u>   | <u>Date</u> |
|  |             |

**Section 100 D - Local Government Act 1972 - background documents**

The following documents discuss facts or matters on which this report, or an important part of it, is based and have been relied upon to a material extent in the preparation of this report. (NB: the list excludes published works and any documents which disclose exempt or confidential information as defined in the Act.)

DocumentLocation



## Impact Assessments

### 1. Equalities Impact Assessment:

- 1.1. The proposals in this report have been developed with due regard to the requirements of the Equality Act 2010, including the Public Sector Equality Duty and the Council's equality objectives. The website contains a summary assessment of the impacts on developing Hampshire's highway network and transport systems.
- 1.2. Statutory considerations:

| <b>Impact</b>                      |         |
|------------------------------------|---------|
| Age                                | Neutral |
| Disability                         | Neutral |
| Sexual Orientation                 | Neutral |
| Race                               | Neutral |
| Religion and belief                | Neutral |
| Gender Reassignment                | Neutral |
| Sex                                | Neutral |
| Marriage and civil partnership     | Neutral |
| Pregnancy and maternity            | Neutral |
| <b>Other policy considerations</b> |         |
| Poverty                            | Neutral |
| Rurality                           | Neutral |
| Other factors                      | Neutral |
| Geographical impact                | Fareham |

### 2. Impact on Crime and Disorder: Negligible

### 3. Climate Change:

The construction of the advanced works will have minimal/negligible impact on Hampshire County Council's carbon footprint. The wider scheme will enable vehicles to enter the strategic road network more directly reducing the overall impact of Welborne development's traffic generation on the existing congestion highway network. The advanced planting mitigation works mitigate the impact of the larger scheme on habitat loss.