

THAMES GATEWAY BRIDGE
PUBLIC INQUIRY

STATEMENT OF CASE

ENVIRONMENT AGENCY

Our Ref : Thames Gateway Bridge
Your Ref : APP/G5750/V/05/1174146
APP/E5330/V05/1174147



**ENVIRONMENT
AGENCY**

Date : 23rd March 2005

Ms Linda Smart
Department of Transport
Local Authority Orders
Citygate
Gallowgate
Newcastle upon Tyne
NE1 4WH

Dear Ms Smart

**APPLICATIONS BY TRANSPORT FOR LONDON FOR PLANNING PERMISSION
FOR A PROPOSED THAMES GATEWAY BRIDGE LINKING THE A13/A406 IN
BECKTON TO THE A2016 EASTERN WAY, THAMESMEAD**

Thank you for your letter dated 25th February 2005.

I have enclosed six copies of the Environment Agency's Rule 6 Statement. I have also sent copies to the statutory parties listed in the annex to your letter.

If you have any questions please call me on 020 7091 4005

Yours sincerely

A handwritten signature in black ink, appearing to read 'B. King'.

BEN KING
Planning Liaison – Technical Specialist



Town and Country Planning (Inquiries Procedure) (England) Rules 2000

Rule 6 Statement on behalf of the Environment Agency

Applications by Transport for London for Planning Permission for a proposed Thames Gateway Bridge linking the A13/A406 in Beckton to the A2016 Eastern Way, Thamesmead.

Planning Inspectorate references:

APP/G5750/V/05/1174146

APP/E5330/V/05/1174147

1. Position of the Environment Agency:

1.1 Before the London Boroughs of Greenwich and Newham had resolved to grant planning permission the Environment Agency had agreed not to object to the scheme provided conditions were attached to the planning permission.

1.2 The conditions were to address the following concerns:

1.2.1 Design and construction of the Bridge to minimise the impact on the River Thames corridor; the flood defences, river hydraulics, foreshore, ecology and fisheries.

1.2.2 Works to safeguard and enhance other aquatic environments within the application site.

1.2.3 Ensure that the ecological management plan, landscape proposals and habitat improvement works are integrated.

1.2.4 The outcome of future investigations to inform the design and construction of the Bridge so as to further minimise and mitigate environmental impacts.

1.2.5 Ensure that a programme to monitor and review the impact of the Bridge on the ecology is carried out.

1.2.6 Ensure that the construction works do not disturb fish and wetland bird.

1.2.7 Pollution prevention measures to safeguard surface and ground water.

1.2.8 Controlled discharge of surface water run-off from the Bridge.

1.2.9 Safeguard archaeology.

1.3 Conditions were agreed with Transport for London, and submitted to the London Boroughs of Greenwich and Newham. A list of agreed conditions is included in our separate statement of common ground with Transport for London.

2. Planning Policy and legislation

2.1 The following national, regional and local policies and guidance support the inclusion of our proposed conditions.

2.2 Planning Policy Guidance Notes

PPS 1: Delivering Sustainable Development

PPG 9: Nature Conservation

PPG16: Archaeology and Planning

PPS 23: Planning and Pollution Control

PPG25: Development and Flood Risk

UK Biodiversity Action Plan

2.3 Regional: The London Plan: Spatial Development Strategy for Greater London

Policies:

Chapter 3D Enjoying London

3D.12 Biodiversity and nature conservation

Chapter 4B Designs on London

4B.6 Sustainable design and construction

Chapter 4C The Blue Ribbon Network

4C.1 The strategic importance of the Blue Ribbon Network

4C.2 Context for sustainable growth

4C.3 The natural value of the Blue Ribbon Network

4C.4 Natural Landscape

4C.7 Flood Defences

4C.8 Sustainable Drainage

4C.22 Structures over and into the Blue Ribbon Network

4C.31 Rivers, brooks and streams

Connecting with London's Nature: The Mayor's Biodiversity Strategy
2002

2.4 Local:

2.4.1 London Borough of Greenwich UDP (Adopted 1994)

Policies:

Chapter 4: Open Spaces: Recreation and Ecology

025 The identification and protection of Wildlife Habitats

026

027

029 The use and management of wildlife sites

Chapter 5: Environmental Protection and Public Services

E1

E2

E25 Contaminated land

E42

E43

E46
E47
E48

2.4.2 London Borough of Newham UDP (Adopted 2001)

Policies:

Strategic Policies

- S13 Rivers and waterways will be improved and promoted for public recreation and wildlife
- S14 Sites of nature conservation will be protected and enhanced

Chapter: Environmental Quality

- EQ1 Waterway Improvements
- EQ2 Waterside Improvements
- EQ4 Quality of waterside development
- EQ9 Protection of Sites of Nature Conservation Importance
- EQ10 Species Protection
- EQ11 Species Protection
- EQ45 Pollution
- EQ49 Contaminated Land: Assessment, remediation and monitoring
- EQ62 Protection of the Flood Plain and Urban Washlands
- EQ63 Surface water disposal
- EQ64 Tidal Defences

2.5 Environment Agency Plans

2.5.1 Biodiversity Strategy and Action Plan for the Environment Agency (Thames Region) 2000

3.0 Environment Agency Consents

- 3.1 Under the terms of the Water Resources Act 1991 and the Land Drainage Byelaws 1981, the prior written consent of the Environment Agency is required for any proposed works or structures either affecting or within 16 metres of the tidal flood defence structure.
- 3.2 Under the terms of the Salmon and Freshwater Fisheries Act 1975 it is an offence to disturb spawning fish or their habitats.
- 3.3 Under the terms of the Salmon and Freshwater Fisheries Act 1975, it is an offence to cause or knowingly to permit to flow, or put, into any waters containing fish, any liquid or solid matter to such an extent as to cause the water to be poisonous or injurious to fish or the spawning grounds, spawn or food of fish.
- 3.4 Under the terms of the Water Resources Act 1991, the prior written consent of the Environment Agency is required for any discharge of sewage or trade effluent into controlled waters (e.g. watercourses and

underground waters), and may be required for any discharge of surface water to such controlled waters or for any discharge of sewage or trade effluent from buildings or fixed plant into or onto ground or into waters which are not controlled waters.

- 3.5 Under the Environmental Protection Act 1990 or the Waste Management Licensing Regulations 1994 a waste management licence or registered exemption may be required.