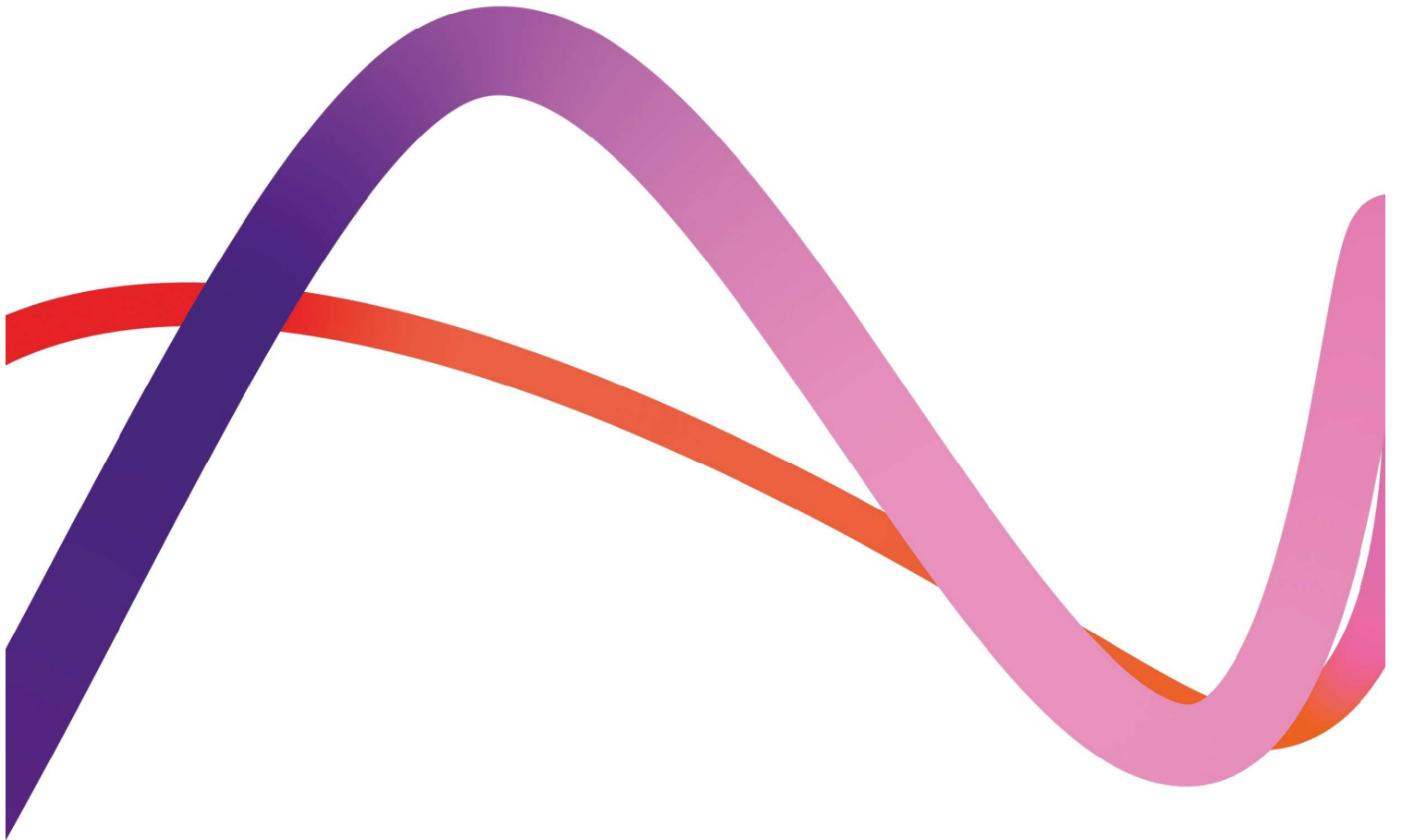


Medworth Energy from Waste Combined Heat and Power Facility

PINS ref. EN010110
Document Reference: Vol 9.20
Revision: 5.0
Deadline 5
June 2023



Schedule of Changes (Deadline 5)

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1. Introduction

1.1 Purpose of the Document

1.1.1 This document sets out the changes made to documents submitted with the original Development Consent Order (DCO) Application for the Medworth Energy from Waste (EfW) Combined Heat and Power (CHP) Facility and subsequent submission, including Examination Deadlines.

1.1.2 This version (revision 5.0) of the Document sets out changes to documents submitted at Deadline 5 (16 June 2023). Table 2.1 summarises the changes made to all submitted documents with the exception of the Draft DCO. Changes to this document are set out in Table 2.2.



2. Schedule of Changes

Table 2.1 Schedule of Changes

Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Deadline 1 (10 March 2023)				
2.4 Access and Public Rights of Way Plan [AS-005]	Plan updated to reflect recent information provided by CCC with regard to the extent of highways land along New Bridge Lane.	FDC and CCC Joint Relevant Representation [RR-002 - RR-003] and ongoing engagement with CCC.	Deadline 1	Rev 3
ES Chapter 3 Description of the Proposed Development Figures – 3.19 i – iv [APP-049]	3.19 i – ii superseded by 3.19 i – iv – Figures updated to include for street lighting and tactile paving along the length of New Bridge Lane to Cromwell Road and for the signalisation of the New Bridge Lane/Cromwell Road Junction.	FDC and CCC Joint Relevant Representation [RR-002 - RR-003] and ongoing engagement with CCC.	Deadline 1	Rev 2
Volume 6.4 ES Chapter 6 Traffic and Transport Appendix 6A Outline Construction Traffic	Paragraph 3.3.3 to provide clarity of the approximate percentage of construction vehicles that would use Algeores Way.	FDC and CCC Joint Relevant Representation [RR-002 - RR-003] and ongoing engagement with CCC.	Deadline 1	Rev 2

4 Schedule of Changes



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Management Plan (CTMP) [APP-072]				
Volume 6.4 ES Chapter 6 Traffic and Transport Appendix 6A Outline (CTMP) [APP-072]	Paragraph 4.6.2 – 4.6.3, Section 4.9 – text added to outline restrictions on construction traffic movements.	FDC and CCC Joint Relevant Representation [RR-002 - RR-003] and ongoing engagement with CCC.	Deadline 1	Rev 2
Volume 6.4 ES Chapter 6 Traffic and Transport Appendix 6A Outline (CTMP) [APP-072]	New Section 4.9 Route restrictions. Confirmation of the restrictions to be applied to the routing of construction traffic and provision of a new figure, Figure 4.3 EfW CHP Facility and TCC construction traffic routes and restrictions.	FDC and CCC Joint Relevant Representation [RR-002 - RR-003] and ongoing engagement with CCC together with comments made at OFH.	Deadline 1	Rev 2
Volume 6.4 ES Chapter 6 Traffic and Transport Appendix 6A Outline (CTMP) [APP-072]	Section 6 title amended to include for works in the highway with a new Section 6.3 to confirm the procedure to be followed with regard to submission of detailed design details to the relevant highway authority and the process for approval.	FDC and CCC Joint Relevant Representation [RR-002 - RR-003] and ongoing engagement with CCC.	Deadline 1	Rev 2

5 Schedule of Changes



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Volume 6.4 ES Chapter 6 Traffic and Transport Appendix 6A Outline (CTMP) [APP-072]	Paragraph 7.2.3 – maintenance of vehicular access to 10 New Bridge Lane.	In response to [RR-057].	Deadline 1	Rev 2
Volume 6.4 ES Chapter 6 Traffic and Transport Appendix 6A Outline (CTMP) [APP-072]	Paragraph 7.2.6 – text added to confirm the proposed speed limit reduction along New Bridge Lane	FDC and CCC Joint Relevant Representation [RR-002 - RR-003] and ongoing engagement with CCC.	Deadline 1	Rev 2
Volume 6.4 ES Chapter 6 Traffic and Transport Appendix 6A Outline (CTMP) [APP-072]	Paragraph 7.4.14 – mitigation measures for crossing key points on the highways network.	For the avoidance of doubt.	Deadline 1	Rev 2
Volume 6.4 ES Chapter 6 Traffic and Transport Appendix 6A Outline (CTMP) [APP-072]	Paragraphs 7.4.29-7.4.3 to provide a commitment to advanced notification to businesses ahead of temporary works affecting the highway.	In response to matters raised at the OFH1 and 2.	Deadline 1	Rev 2

6 Schedule of Changes



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Volume 6.4 ES Chapter 6 Traffic and Transport Appendix 6A Outline (CTMP) [APP-072]	Paragraph 7.4.33 – text inserted to confirm site familiarisation with emergency services would take place.	EEAST relevant representation [RR-013] and the subsequent discussions held on 14 December 2022.	Deadline 1	Rev 2
Volume 6.4 ES Chapter 6 Traffic and Transport Appendix 6A Outline (CTMP) [APP-072]	Paragraph 7.4.33 – text inserted to confirm local liaison group will be set up.	EEAST relevant representation [RR-013] and the subsequent discussions held on 14 December 2022.	Deadline 1	Rev 2
Volume 6.4 ES Chapter 6 Traffic and Transport Appendix 6A Outline (CTMP) [APP-072]	Paragraph 8.2.1 – monitoring requirements confirmed.	For clarity and with reference to commitments made earlier in the document.	Deadline 1	Rev 2
Volume 6.4 ES Chapter 6 Traffic and Transport Appendix 6A Outline (CTMP) [APP-072]	Section 10 added – to include reference to the revised Access Improvement drawings. New drawings included as Figures 10.1 and 10.2 to show the additional street lighting and tactile paving along New Bridge Lane, signalisation of the Cromwell Road/ New Bridge Lane junction,	FDC and CCC Joint Relevant Representation [RR-002 - RR-003].	Deadline 1	Rev 2



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
	topographical information and swept paths.			
Volume 6.4 ES Chapter 7 Noise and Vibration Appendix 7D Outline Operational Noise Management Plan (ONMP) [APP-077]	Paragraph 4.1.1 and 4.1.2 – minor editorial changes.	Minor editorial changes for clarity.	Deadline 1	Rev 2
	Paragraph 4.3.4 added to clarify that noise from vehicles on the public highway is included within the assessment.	For clarity. FDC and CCC Joint Relevant Representation [RR-002 - RR-003].		
	Section 4.4 added which summarises predicted operational noise impacts.	In response to [RR-057].		
	Paragraph 5.1.2 – Sentence added addressing liaison with residents of 10 New Bridge Lane regarding installation and maintenance of acoustic fence.	Minor editorial changes for clarity.		
	Paragraph 5.1.4 – minor editorial change.	For clarity and consistency.		
	Table 5.1 – made references to ‘reverse alarms’ consistent.			



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Volume 6.4 ES Chapter 8: Air Quality Technical Report Appendix 8B Air Quality Technical Report [APP-078]	Changes in response to RR-002-RR-003) CCC and FDC to include amendments to Table 8B2.4 and reference to FDC intention for Whittlesey AQMA plus additional continuous monitoring received by FDC.	FDC and CCC Joint Relevant Representation [RR-002 - RR-003].	Deadline 1	Rev 2
Volume 6.4 ES Chapter 8: Air Quality Technical Report Appendix 8B Air Quality Technical Report [APP-078]	Amendments to Table 8B3.6 and more information regarding BAT at paragraph 4.2.4 with additional information on odour concentrations at 4.2.21.	FDC and CCC Joint Relevant Representation [RR-002 - RR-003].	Deadline 1	Rev 2
Volume 6.4 ES Chapter 8: Air Quality Technical Report Appendix 8B Air Quality Technical Report [APP-078]	New Table 8B4.4 and amendments to Table 8B4.5.	FDC and CCC Joint Relevant Representation [RR-002 - RR-003].	Deadline 1	Rev 2
Volume 6.4 ES Chapter 8: Air Quality Technical Report Appendix 8B Air Quality Technical Report [APP-078]	Section 5, clarification on the method for Modelled Road Networks and amendments to Tables 8B5.1-5.4.	FDC and CCC Joint Relevant Representation [RR-002 - RR-003].	Deadline 1	Rev 2



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Volume 6.4 ES Chapter 8: Air Quality Technical Report Appendix 8B Air Quality Technical Report [APP-078]	Section 6 Further explanation on the results for Human Receptors and amendments to Tables 8B6.1 to 6.3 and Tables 8B6.10 and 6.13	FDC and CCC Joint Relevant Representation [RR-002 - RR-003].	Deadline 1	Rev 2
Volume 6.4 ES Chapter 8: Air Quality Technical Report Appendix 8B Air Quality Technical Report [APP-078]	Annex F additional meteorological information	FDC and CCC Joint Relevant Representation [RR-002 - RR-003].	Deadline 1	Rev 2
Volume 6.4 ES Chapter 12 Hydrology Appendix 12F Outline Drainage Strategy [APP-086]	<u>Section 3 (Consultation):</u> Amendment to text to include the various responses from the Consultation Meetings held with CCC, HWIDB, KLID and NCC. <u>Section 4 (Proposed Drainage Strategy):</u> Amend text to indicate an increase in storage volumes of the three construction phase storage basins located in the TCC (ii) Area, to accommodate groundwater discharges from the deep storage bunker.	FDC and CCC Joint Relevant Representation [RR-002 - RR-003] and ongoing engagement with CCC and KLIDB.	Deadline 1	Rev 2



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
	<p>Addition of text to indicate that 0.5m high temporary earth bunds to be provided around the EFW and TCC(I) construction phase areas to prevent flooding of surface water in the event of a failure of the pumping stations.</p> <p>Addition of text to state that the frequency for the replacement of straw bales to safeguard against pollution control, to be agreed with the Environment Agency.</p> <p><u>Section 4.4</u> <u>(Walsoken Substation Drainage Strategy)</u></p> <p>Amendment to text to state that the location of discharge from the Walsoken Substation to be agreed with KLIDB, post DCO consent once infiltration testing and a topographical/ditch walkover survey has been undertaken.</p> <p>Text to indicate substation runoff outfall discharge rates and attenuation volumes for Construction and Operational phases have been updated.</p>			



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
	<p><u>Section 6 (Summary)</u> Minor amendments to the text to reflect the amendments to the Walsoken Substation and frequency for the replacement of straw bales text.</p> <p><u>Figure 4.1</u> Amendment of 0.5m high earth bund around the perimeter of the northern Efw area and TCC (i). Increase storage capacity of 3 No attenuation basins in TCC (ii).</p>			
Volume 7.9 Outline Flood Emergency Management Plan [APP-100]	Paragraph 2.1.3, Table 5.1 - emergency planners to be notified of any residual risks.	Environment Agency (EA) Relevant Representation [RR-014].	Deadline 1	Rev 2
Volume 7.9 Outline Flood Emergency Management Plan [APP-100]	Paragraph 1.1.3 – the Cambridgeshire and Peterborough Local Resilience Forum will be engaged in the production of the final plan.	FDC and CCC Joint Relevant Representation [RR-002 - RR-003].	Deadline 1	Rev 2
Volume 7.11 Outline Odour Management Plan [APP-102]	Table 2.1 – Sensitivity of receptors updated.	FDC and CCC Joint Relevant Representation [RR-002 - RR-003].	Deadline 1	Rev 2



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Volume 7.12 Outline Construction Environmental Management Plan (CEMP) [APP-103]	Paragraph 1.5.4 – reference to ‘local’ deleted on the matter of ‘relevant planning authorities’.	For precision.	Deadline 1	Rev 2
Volume 7.12 Outline CEMP [APP-103]	New Paragraph 3.5.20 – to add reference to liaison meetings with businesses and relevant statutory parties. Paragraph 3.5.21 – Establishment of local liaison group with host authorities, relevant statutory bodies and East of England Ambulance Service and partners together with local businesses.	EEAST relevant representation [RR-013] and the subsequent discussions held on 14 December 2022. Response to relevant representations and comments made at the Open Floor Hearings from local businesses.	Deadline 1	Rev 2
Volume 7.12 Outline CEMP [APP-103]	Paragraph 5.3.5 – Reference to measures to mitigate non-road mobile machinery (NRMM) exhaust emissions during construction.	Fenland District Council (FDC) and Cambridgeshire County Council (CCC) Joint Relevant Representation [RR-002 - RR-003] .	Deadline 1	Rev 2
Volume 7.12 Outline CEMP [APP-103]	Paragraph 5.4.4 – more information on the scope of the detailed CEMP to be submitted prior to the commencement of site clearance.	Fenland District Council (FDC) and Cambridgeshire County Council (CCC) Joint Relevant Representation [RR-002 - RR-003] .	Deadline 1	Rev 2

13 Schedule of Changes



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Volume 7.12 Outline CEMP [APP-103]	Paragraph 5.4.5 – reference to the preparation of a separate Grid Connection Construction Noise Management Plan (GCCNMP).	FDC and CCC Joint Relevant Representation [RR-002 - RR-003].	Deadline 1	Rev 2
Volume 7.12 Outline CEMP [APP-103]	Paragraph 5.9.1 – 5.9.4 - inclusion of a reference to a Written Scheme of Investigation being prepared to a scope provided by CCC. Also for the preparation of a specialist geoarchaeological/geological study. Reference to the procedure to be followed in the event that human remains are encountered.	FDC and CCC Joint Relevant Representation [RR-002 - RR-003].	Deadline 1	Rev 2
Volume 7.12 Outline CEMP – Appendix A Outline Dust Management Plan [APP-103]	Title of document changed from 'Dust Mitigation Measures'	ExA Question AQHH.1.14	Deadline 1	Rev 2
Volume 7.12 Outline CEMP – Appendix B Outline Water Management Plan [APP-103]	Paragraph 2.2.9, 2.2.11, 3.3.5– request to use hay/straw bales as a pollution prevention measure and replaced regularly.	Environment Agency (EA) Relevant Representation [RR-014].	Deadline 1	Rev 2



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Volume 7.12 Outline CEMP – Appendix B Outline Water Management Plan (OWMP) [APP-103]	Paragraph 2.3.2 – volume of the three attenuation basins increased.	FDC and CCC Joint Relevant Representation [RR-002 - RR-003].	Deadline 1	Rev 2
Volume 7.12 Outline CEMP – Appendix B OWMP [APP-103]	Removal of reference to four non-IDB crossings throughout the OWMP.	To differentiate between IDB and non-IDB drains.	Deadline 1	Rev 2
Volume 7.12 Outline CEMP – Appendix B OWMP [APP-103]	Paragraph 3.3.2 – reference to regular testing of water discharged into open watercourses.	Environment Agency (EA) Relevant Representation [RR-014].	Deadline 1	Rev 2
Volume 7.12 Outline CEMP – Appendix B OWMP [APP-103]	Paragraph 3.3.5 – additional measures relating to soils and provision of filter strips added.	Hundred of Wisbech Internal Drainage Board (IDB) Relevant Representation [RR-017].	Deadline 1	Rev 2
Volume 7.12 Outline CEMP – Appendix B OWMP [APP-103]	Paragraph 4.3.2 – emergency planners to be notified of any residual risks.	Environment Agency (EA) Relevant Representation [RR-014].	Deadline 1	Rev 2
Volume 7.12 Outline CEMP – Appendix F Outline Construction Noise and Vibration Management Plan [APP-103]	Section 1 – minor editorial changes	Minor editorial changes for clarity, and to amend reference to relevant legislation.	Deadline 1	Rev 2



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
	<p>Section 2 added. This section identifies the Receptors considered in the noise and vibration assessment, the predicted impacts and the potential for significant effects without additional mitigation in place.</p> <p>Section 3 – editorial changes.</p> <p>Section 6 – minor editorial changes.</p>	<p>FDC and CCC Joint Relevant Representation [RR-002 - RR-003].</p> <p>Editorial changes for clarity, and to reiterate need to update the document prior to commencement of construction.</p> <p>For clarity and consistency with amended Section 1.</p>		
Volume 7.15 Outline Operational Traffic Management Plan [APP-106]	Paragraph 2.5.1 – 2.5.2 – text inserted to confirm local liaison group will be set up.	EEAST relevant representation [RR-013] and the subsequent discussions held on 14 December 2022.	Deadline 1	Rev 2
Deadline 2 (24 March 2023)				
Volume 2.6 Statutory and Non-Statutory Features of Historic Environment [APP-010]	A low resolution version of the Plan (Rev 1) has been produced.	At the request of the ExA in response to ExQ1 HE.1.1 [PD-008].	Deadline 2	Rev 1



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Volume 6.3 Figure 3.14 Landscape and Ecology Strategy [APP-049]	The Plan has been updated to show which areas are excluded from the Biodiversity Net Gain calculations, and to illustrate the area which is reserved to accommodate a potential new bridge embankment.	At the request of the ExA in response to ExQ1 BIO1.2 [PD-008].	Deadline 2	Rev 2
Volume 6.3 Chapter 9 Landscape and Visual Figures 9.33 to 9.39 [APP-060]	Updated to include a missing visualisation from Figure 9.39a-b (Viewpoint 23).	To present a complete document.	Deadline 2	Rev 2
Volume 6.4 Environmental Statement - Chapter 8 - Air Quality Appendix 8B - Air Quality Technical Report [REP1-015]	Updated to provide correct traffic data for 2027. Results for pollutants affected by road traffic emissions (NO ₂ , PM ₁₀ and PM _{2.5}) updated accordingly.	Traffic data for 2027 was misreported (trip generation associated with the construction phase was included instead of trip generation associated with the operational phase).	Deadline 2	Rev 3
Volume 6.4 Chapter 9 Landscape and Visual Appendices [APP-079]	Updated to include missing Figures from Appendix 9D, 9K and 9L	To present a complete document, as highlighted in ExQ1 LV.1.3 [PD-008].	Deadline 2	Rev 2
Volume 7.3 Waste Fuel Availability	Updated document to reflect recent changes in Government	To present the most up to date position in terms of fuel	Deadline 2	Rev 2



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Assessment [APP-094]	<p>policy as set out in the <i>Environmental Improvement Plan 2023 first revision of the 25 Year Improvement Plan</i>, which was published in January 2023.</p> <p>Updated document to reflect latest available published data sets as follows:</p> <ol style="list-style-type: none"> 1. Defra Local Authority Collected Waste Statistics, 2019/20/21. 2. Waste Data Interrogator (WDI) EWC chapters 19 and 20; Waste Received 201921 (published January 2023). 3. WasteDataFlow (WDF), 2019/20/21 (Q100 data). 4. EA data 'Remaining landfill capacity: England as at end 201921' (published January 2023). 5. UK Statistics on Waste, Defra (published May 2022 update). 6. UK Energy from Waste Statistics - 20210, Tolvik 	availability and to respond to comments received in the relevant representations.		



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
	<p>Consulting Ltd (May 2022).</p> <p>7. Overview of Statistics for RDF Export from England, Footprint Services (November 2022).</p>			
	<p>Updated document to reflect updated Waste Local Plan evidence bases in the following Waste Planning Authorities:</p> <ol style="list-style-type: none"> 1. Bedford City Council 2. Central Bedfordshire Council 3. Luton Borough Council 4. Hertfordshire Council 5. Norfolk County Council 6. Leicestershire County Council 7. Northamptonshire County Council 8. Rutland County Council 			
	<p>Updated document to include consideration of Mechanical Biological Treatment (MBT) capacity.</p>			



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
	Updated document to consider Sustainable Aviation Fuel (SAF) projects.			
Volume 7.10 Outline Fire Prevention Plan [APP-101]	Updated Table 3: Combustible waste types to remove reference to code 20 01 37.	To align with the updated Outline Fire Prevention Plan submitted as part of the Environmental Permit application.		Rev 2
Deadline 3 (25 April 2023)				
Volume 2.2 Land Plans [REP1-004]	Updated in response to comments raised by CCC regarding its statutory responsibility for the surface rights over parcels 12s and 16s such that two new plots created 16/1a(ii) and 16/1b(i).	CCC and FDC response to the ExA's EXQ1 [REP2-030].	Deadline 3	Rev 4
Volume 2.3 Works Plans [APP-007]	Additional sheets included with Sheet 1, Sheet 1i-iv to split out Work Areas 4A, 6B and 4 for clarity	ExA Request ISH2	Deadline 3	Rev 2
Volume 2.4 Access and Public Rights of Way Plan [REP1-005]	Note added to Key to clarify that the Streets shown as being maintained at public expenses extend only to public highway as it exists within the Order	CCC and FDC Comments on the Applicant's D1 Submissions [REP2-031].	Deadline 3	Rev 4



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
	limits and that the public highway may extend beyond the Order limits.			
Volume 6.4 ES Chapter 3 Description of the Proposed Development Appendix 3B Outline Lighting Strategy	Added commitment for final Strategy to include dark corridors plan. Clarification on use of Bat Conservation Trust Guidance	CCC and FDC relevant representation [RR-002 and RR-003]	Deadline 3	Rev 2
Volume 6.4 ES Chapter 6 Traffic and Transport Appendix 6A Outline (CTMP) [REP1-011]	Paragraph 1.4.1 and 1.4.2 – inclusion of a commitment to review the Final CTMP three month following commencement of construction and to update as required with the timing of further reviews to be agreed between the Applicant and relevant highway authorities.	CCC and FDC response to ExA Qu1 GCT.1.3 [REP2-030].	Deadline 3	Rev 3
Volume 6.4 ES Chapter 6 Traffic and Transport Appendix 6A Outline (CTMP) [REP1-011]	Para 7.4.36 – inclusion of specific reference to CCC and FDC highway authorities, FDC and BCKLWN as members of the liaison group.	CCC and FDC LIR paragraph 2.16.8 [REP1-074].	Deadline 3	Rev 3



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Volume 6.4 ES Chapter 6 Traffic and Transport Appendix 6A Outline (CTMP) [REP1-011]	Paragraph 7.2.1 to 7.2.8 – inclusion of specific reference to Non Motorised Users, to the potential for short-term closures of footpaths linking PRowS either side of the A47 and the Applicant’s commitment to keep access open where it is safe to do so and should temporary closures be required, that a communications plan is first prepared and agreed with the relevant highway and location authorities.	CCC and FDC LIR paragraph 2.14.4 and 2.16.8 [REP1-074] .	Deadline 3	Rev 3
Volume 6.4 ES Chapter 6 Traffic and Transport Appendix 6A Outline (CTMP) [REP1-011]	Paragraph 7.4.8 – additional paragraph to confirm that the Applicant, with the agreement of Network Rail, will retain/reposition/provide a sign setting out the rights of access applicable to NMUs at the point that New Bridge Lane crosses the Disused March to Wisbech Railway.	CCC and FDC LIR paragraph 2.4.3 [REP1-074] .	Deadline 3	Rev 3
Volume 6.4 ES Chapter 6 Traffic	Additional drawings, Figures 9.2ii to show swept path of vehicle leaving New Bridge	CCC and FDC LIR paragraph 2.7.32 and 2.7.34 [REP1-074] .	Deadline 3	Rev 3



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
and Transport Appendix 6A Outline (CTMP) [REP1-011]	Lane. Also Figure 10.3i – ii to show outline design for construction accesses into the CHP Connection Corridor from Weasenham Lane and accompanying swept path.			
Volume 6.4 ES Chapter 7 Noise and Vibration Appendix 7D Outline Operational NMP [REP1-012]	Reference to Applicant's intention to purchase 9 New Bridge Lane updated to confirm that the property has been purchased. Additional text added to 5.1.2 to include for the submission of a report to the relevant planning authority detailing the height, materials and acoustic performance of the acoustic fence to 10 New Bridge Lane for agreement ahead of construction.	CCC and FDC Comments on the Applicant's D1 Submissions (Outline CEMP) [REP2-031]. Outline Operational Noise Management Plan.	Deadline 3	Rev 3
Volume 6.4 ES Chapter 7 Noise and Vibration Appendix 7D Outline Operational NMP [REP1-012]	New paragraphs 1.4.8 and 1.4.9 to provide a commitment to the preparation of an Operational Noise and Vibration Management Plan for the Walsoken Substation.	KLWN Relevant Representation [REP2-028].	Deadline 3	Rev 3
Volume 6.4 ES Chapter 11 Biodiversity	Annex C – Outline BNG Strategy added.	CCC and FDC LIR paragraph 7.3.22 [REP1-074].	Deadline 3	Rev 3



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Appendix Biodiversity Net Gain [AS-009]	11M Net Reference to revised draft NPS added. Clarification for use of Metric 3.0 added in paragraphs 1.5.8 to 1.5.10.			
Volume 7.7 Outline LEMP [APP-098]	Paragraph 2.1.32 – clarification on the SUDs features to state they will include a permanent attenuation pond and temporarily wet swale.	Applicant meeting with host authorities, 31 March 2023.		
Volume 7.7 Outline LEMP [APP-098]	Paragraph 3.2.6 – additional text providing a commitment to protect trees to be retained with fencing in accordance with the BS 5837 (2012) and if required, other detailed measures set out in an Arboricultural Method Statement submitted as part of the Final LEMP.	For consistency with the Outline CEMP [REP1-024].	Deadline 3	Rev 3
Volume 7.7 Outline LEMP [APP-098]	Paragraph 3.2.24 – clarification on the seeding proposed to the swale and permanent attenuation pond with reference also made to open water.	Applicant meeting with host authorities, 31 March 2023.	Deadline 3	Rev 3
Volume 7.7 Outline LEMP [APP-098]	New paragraphs 3.2.38-3.2.41 to provide more information on the habitats proposed for water voles.	Applicant meeting with host authorities, 31 March 2023.	Deadline 3	Rev 3



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Volume 7.12 Outline CEMP [REP1-024]	Paragraph 3.5.20 - inclusion of a commitment to employing a community liaison manager throughout the construction phase.	To ensure that there is a local point of contact available during the construction phase.	Deadline 3	Rev 3
Volume 7.12 Outline CEMP [REP1-024]	Paragraph 5.8.2 – specific reference to Non Motorised Users (NMUs) in connection with the erection of a temporary 2.4m high solid fence across frontage of New Bridge Lane.	CCC and FDC Written Representation [REP2-033] paragraph 5.13	Deadline 3	Rev 3
Volume 7.12 Outline CEMP [REP1-024]	Paragraph 5.10.1 and 5.10.3 – the word ‘will’ substituted for the word ‘would’.	CCC and FDC Comments on the Applicant’s D1 Submissions (Outline CEMP) [REP2-031].	Deadline 3	Rev 3
Volume 7.12 Outline CEMP [REP1-024]	Paragraph 15.12.4 – text added to confirm that additional Phase 2 geoenvironmental ground investigation will take place ahead of commencement of construction.	Commitment within Table 13.7 ES Chapter 13 Geology, Hydrogeology and Contaminated Land (Volume 6.2) [APP-040].	Deadline 3	Rev 3
Volume 7.12 Outline CEMP – Appendix D Ecological Mitigation Strategy (REP1-024)	The word ‘will’ substituted for the word ‘should’ throughout the document.	CCC and FDC Comments on the Applicant’s D1 Submissions (Outline CEMP) [REP2-031].	Deadline 3	Rev 3



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Volume 7.12 Outline CEMP – Appendix D Ecological Mitigation Strategy (REP1-024)	Section 4.7 Water Vole – expansion of the actions to be taken if evidence of water vole is recorded during pre-works survey or at any time during the works to include the preparation of an appropriate and proportionate licensable mitigation scheme to be agreed by Natural England and the prevention of potentially damaging activities within the licence area until such time as an appropriate licence is in place. Licensable activities to be overseen by a Named Ecologist etc.	CCC and FDC Comments on the Applicant’s D1 Submissions (Outline CEMP) [REP2-031] . Comments upon the Applicant’s Comments on the Relevant Representations – Part 1 Local Authorities and 3(a) Statutory Parties [REP1-028] .	Deadline 3	Rev 3
Volume 7.15 Outline Operational Traffic Management Plan [REP1-026]	New subsection 2.6 added to recognise that non motorised users (NMUs) will continue to pass along New Bridge Lane during the operation of the efW CHP Facility and the measures to be maintained to mitigate the potential for conflict	CCC and FDC Comments on the Applicant’s D1 Submissions (Outline OTMP) [REP2-031] .	Deadline 3	Rev 3
Volume 7.15 Outline Operational Traffic Management Plan [REP1-026]	Paragraph 2.6.3 - additional paragraph to confirm that the Applicant, with the agreement of Network Rail, will	CCC and FDC LIR paragraph 2.4.3 [REP1-074] .	Deadline 3	Rev 3



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
	retain/reposition/provide a sign setting out the rights of access applicable to NMUs at the point that New Bridge Lane crosses the Disused March to Wisbech Railway during operation.			
Volume 9.21 Outline Local Air Quality Monitoring Strategy (Volume 9.21) [REP1-055]	Paragraph 2.1.5 inclusion of commitment by the Applicant to share the information collected and the standard by which the data collection will adhere to. Paragraph 2.2.1 commitment to commence monitoring prior to the commencement of the authorised development.	BKLWN LIR paragraph 9.43 [REP1-064].	Deadline 3	Rev 2
Volume 9.21 Outline Local Air Quality (Volume 9.21) [REP1-055]	Section 2.3 - New bullet point to provide more information on the type of monitoring and particulate matter monitored.	BKLWN LIR paragraph 9.43 [REP1-064].	Deadline 3	Rev 2
Volume 9.21 Outline Local Air Quality (Volume 9.21) [REP1-055]	Section 2.4 – monitoring tubes to be in villages or other locations as may be approved within the final LAQMS.	BKLWN LIR paragraph 9.43 [REP1-064].	Deadline 3	Rev 2



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Deadline 4 (25 May 2023)				
Volume 6.3 Chapter 6 Hydrology Figures [APP-064]	ES 12	Updates to key to clarify status of waterbodies.	In response to discussions with the relevant Internal Drainage Boards	Deadline 4 Rev 2
Volume 6.4 Chapter 6 and Transport Appendix 6A Outline CTMP [REP3-019]	ES -	Updated to include Weasenham Lane Pipe Bridge - Drawing.	In response to request from CCC (email dated 21/04/2023).	Deadline 4 Rev 4
Volume 6.4 Chapter 7 Noise and Vibration Appendix 7D - Outline Operational Noise Management Plan [REP3-016]	ES -	Paragraph 5.1.5 – 5.1.6 added to confirm that justification of the effectiveness of mitigation will be provided to the relevant planning authority on request and that a review of locations for mitigationa assessment would be undertaken. Paragraph 6.1.1 and 6.1.2 added and amended to state that local authority EHOs (as well as the EA) have a duty to investigate complaints.	In response to CCC / FDCs comments on the Applicant's response to the CCC / FDC Local Impact Report [REP3-044] . Raised at ISH5.	Deadline 4 Rev 3



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
	Paragraph 6.1.6 reference added, 'or relevant Local Authority'.			
Volume 7.12 Outline Construction Environmental Management Plan [REP3-023]	Paragraph 5.4.3 to refer to the monitoring of construction vibration with further detail provided within Appendix F.	Raised at ISH5.	Deadline 4	Rev 4
Volume 7.12 Outline Construction Environmental Management Plan Appendix F Noise and Vibration Management Plan [REP3-023]	Paragraph 3.1.4 updated to confirm that justification of the effectiveness of mitigation will be provided to the relevant planning authority on request.	In response to CCC / FDCs comments on the Applicant's response to the CCC / FDC Local Impact Report [REP3-044].	Deadline 4	Rev 4
	Paragraph 3.1.5 added to state that validated complaints will require a review of locations where mitigation assessment is required.	Raised at ISH5.		
	Paragraph 3.3.2 new bullet point: Temporary cessation of noisy activities when NMUs are in proximity.			
	Section 4.3 – new sub-section added to reference construction			



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
	vibration monitoring and actions to be taken.			
Volume 9.21 Outline Local Air Quality Monitoring Strategy [REP3-035]	<p>Paragraph 2.1.7 to commit to a procedure for a competent person (e.g., member of the Institute of Air Quality Management (IAQM) or Chartered Institute of Environmental Health (CIEH)) to report and investigate exceedances and if attributed to the EfW CHP Facility, action to be taken to remedy the situation within an agreed timescale.</p> <p>Paragraph 2.3.1 to confirm that the equipment will include real time weather monitoring capabilities.</p> <p>Paragraph 2.4.2 to confirm that roadside monitoring locations may be selected in villages.</p>	In response to further engagement with the Host Authorities.	Deadline 4	Rev 3



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Volume 12.4 Outline Decommissioning Plan	New document.	To provide a framework for the preparation of a decommissioning plan in accordance with a Requirement of the Draft Development Consent Order/	Deadline 4	Rev 1
Deadline 5 (16 June 2023)				
Volume 2.3 Works Plan [REP3-004]	Reinstatement of information relating to main site (previously shown on Rev 1).	To correct an error on Rev 2 which inadvertently omitted information for the main EfW site on Sheet 1i of 4 previously shown on Rev 1.	Deadline 5	Rev 3
Volume 2.4 Access and Public Rights of Way Plan [REP3-005]	Access A1 and 2 amended to reflect the extent of the public highway	To address comments made by Cambridgeshire County Council (CCC) at Deadline 4 relating to the position of the highway boundary on Weasenham Lane/extent of highway maintainable at the public expense along Weasenham Lane.	Deadline 5	Rev 5
Volume Chapter 6.2 ES Hydrology [APP-039]	References added in Table 12.10 to clarify that discharge to watercourses, if required, would be subject to Byelaw 3 consent from the King's Lynn	In response to comments from the King's Lynn Internal Drainage Board (KLIDB), to provide clarity as to the need for consent should any temporary	Deadline 5	Rev 2



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
	<p>Internal Drainage Board or the Hundred of Wisbech Internal Drainage Board.</p> <p>Adding a reference in Table 12.10 to confirm that any dewatering during construction will be appropriately treated prior to discharge to adjacent ditches.</p> <p>Substituting the term 'adopted drains' with 'maintained drains' in Table 12.10.</p>	<p>dewatering discharge be required to a watercourse within the relevant IDB districts and to confirm that appropriate treatment of any pumped water will be provided before discharge to adjacent ditches.</p>		
Volume 6.4 ES Chapter 3 Description of the Proposed Development Appendix 3B Outline Lighting Strategy [REP3-013]	<p>The term 'required maintained illuminance' is substituted with the term 'measured illuminance' throughout the document.</p>	<p>In response to comments made by CCC at Deadline 4, to provide greater clarity within the document.</p>	Deadline 5	Rev 3
Volume 6.4 ES Chapter 6 Traffic and Transport Appendix 6A Outline CTMP [REP4-006]	<p>Paragraph 7.2.5 updated to refer to PROWS and to specify those potentially affected.</p> <p>Paragraph 7.4.8 – reference to the wording and position of the sign at the crossing of the</p>	<p>In response to comments made by CCC at Deadline 4, to amend terminology relating to public rights of way, to provide clarity on highway condition surveys, signage for NMUs at the former level crossing during</p>	Deadline 5	Rev 5



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
	<p>disused March to Wisbech Railway to be provided to CCC for review and comment. Paragraphs 7.4.21 – 7.4.26 amended to refer to the undertaking of highway condition surveys, the extent and timing of such surveys and the methods to be used.</p> <p>New Paragraph 7.4.27 to address the need or otherwise for highway condition surveys of any diversionary routes which construction traffic is instructed to use</p> <p>Figure 10.1ix – new figure showing the New Bridge Lane cross-section and kerb design</p>	<p>construction and the position of the highway boundary; and in relation to CCC's comments on the finalisation of detailed drawings for New Bridge Lane.</p>		
<p>Volume 6.4 ES Chapter 7 Noise and Vibration Appendix 7D Outline Operational Noise Management Plan [REP4-004]</p>	<p>Paragraph 1.4.3 – reference to the 'relevant local authorities' added in the context of updates to the OONMP.</p> <p>Paragraph 6.5.1 and 6.5.2 – reference to 'relevant local authority' added in the context of notification of unexpected, emergency or remedial works.</p>	<p>In response to comments made by CCC at Deadline 4, to clarify the role of local authorities and their duty to investigate noise complaints.</p>	Deadline 5	Rev 4



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Volume 6.4 Chapter Biodiversity Appendix Biodiversity Net Gain [REP3-017]	<p>ES 11 Paragraph 1.2.8 and Executive Summary– consultant amended from Wood to WSP.</p> <p>11M Net New paragraph 3.3.7 and in Executive Summary to state that CCC and the Middle Level Commissioners have submitted representations requesting that off-site River units are first targeted at enhancing local water vole habitats within the Host Authority areas. The Applicant agrees to this principle.</p> <p>4.2.1 new bullet point: to state that river units to be targeted at local water vole habitat enhancement in the Host Authority areas.</p> <p>Annex C - paragraph 4.2.1 – added clarification regarding the role of the local authorities in approving the BNG Strategy under DCO Requirement 6. Amendments to paragraph 4.2.7 on prioritisation for the delivery of BNG measures.</p>	In response to comments made by CCC at Deadline 4 and subsequent engagement, to clarify the role of local authorities in approving the BNG Strategy under requirement 6 of the Draft DCO and priorities in the delivery of BNG measures, including the targeting of off-site River Units for enhancing local water vole habitats.	Deadline 5	Rev 4



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
Volume 6.4 ES Chapter 12 Hydrology Appendix 12F Outline Drainage Strategy [REP1-017]	<p>Adding a reference to discharge to watercourses being subject to KLIDB consent – in the Executive Summary and in paragraphs 4.4.10 and 6.1.3.</p> <p>Substituting the term ‘temporary drainage ditches’ with the term ‘temporary swale’ in paragraphs 4.4.8 and 6.1.3 and in Table 4.5.</p> <p>Substituting references to ‘hay bales’ with ‘straw bales’ in paragraph 4.4.8 and in Table 4.5.</p>	In response to issues raised by the King’s Lynn Internal Drainage Board (KLIDB) during SoCG engagement, to clarify terminology and to confirm that the KLIDB’s consent will be required if any surface water discharge into ditches is required.	Deadline 5	Rev 3
Volume 7.3 Waste Fuel Availability Assessment [REP2-009]	<p>Updated document to account for new data which became available on the date the previously updated version was submitted – most notably:</p> <ul style="list-style-type: none"> • Defra Local Authority Collected Waste Statistics, 2021/22 (published May 2023). • Tolvik Report ‘UK Energy from Waste Statistics – 2022’, (May 2023). 	Submitted further to ISH3 Action Point 1, to account for new data which became available on the date the previously updated version was submitted, as well as in response to ISH3 Action points 2, 5, 7 and 8, including a review of tonnages in Table 4.2 and data in Table 4.7, taking into account capacity associated with cement kilns and to address and to address targets in the Environment Act.	Deadline 5	Rev 3



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
	<p>Updated document to also respond to ISH3 Action points 2, 5, 7 and 8 and to reflect other matters as follows:</p>	<ul style="list-style-type: none"> • The March 2023 revised draft of NPS EN-3. • Agreement of new catchment requirement with Cambridgeshire County Council. • Revised wording for the proposed waste hierarchy Requirement. • Removal of Milton Keynes from the Study Area for the local/regional assessment. • Further explanation on the definition of the Study Area for the local/regional assessment. • Amendment of the national assessment to reflect the England rather than UK position. • For the local assessment, which relies on the evidence 		



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
	<p>bases of the Waste Local Plans in the Study Area, it has been made clear where data is being directly reported from extant plans; where data is being taken from untested, emerging plans and where the Applicant has provided commentary/ interpretation (Tables 4.6 and 4.7).</p> <ul style="list-style-type: none"> • Further narrative around other potentially available capacity in the Study Area (both consented and unbuilt and in planning capacity). • Taking into account capacity associated with cement kilns. • Detailed consideration of the implications for fuel availability on the achievement of the Environment Improvement Plan 2023 interim (2028) and final 			



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
	<p>(2042) targets for the reduction of total residual waste.</p> <ul style="list-style-type: none"> • Corrections to data errors identified in the previous (Rev 2) iteration of the WFAA in Table 4.1. <p>Changes to Appendix C (which for technical reasons, have not been shown as tracked changes on the Excel spreadsheet) are as follows:</p> <ul style="list-style-type: none"> • The ‘consented and operational’ tab now includes a new column (G) containing the years that each of the operational facilities commenced. • Transferral of Rivenhall EfW (Essex, East of England) from the ‘consented and not built’ capacity to the ‘consented and under construction’ capacity. • Minor updates to some capacity figures to reflect the ‘UK Energy from 			



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
	<p>Waste Statistics – 2022’ (May 2023), Tolvik Consulting Ltd.</p> <ul style="list-style-type: none"> On the ‘In planning’ capacity Northacre Renewable Energy Ltd’s capacity has been increased from 160,000 tonnes to 243,000 tonnes to reflect a recent appeal outcome and moved from the ‘in planning’ tab to the ‘consented and not built’ tab. On the ‘In planning’ capacity, following Allington’s (Kent) withdrawal of their application for a new line, this 350,000 tonnes of capacity has been removed. 			
Volume 7.12 Outline CEMP [REP-008] Appendix B	Clarification provided in paragraph 2.2.10 of Appendix B (Outline Water Management Plan) to confirm that any temporary dewatering discharge to a watercourse will require temporary consent from	In response to issues raised by the King’s Lynn Internal Drainage Board (KLIDB) during SoCG engagement, to clarify terminology in the Outline Water Management Plan and to confirm that consent will be required from	Deadline 5	Rev 5



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
	<p>the relevant IDB under Byelaw 3.</p> <p>Clarification provided for terminology in Appendix B (Outline Water Management Plan) by substituting references to 'temporary drainage ditches' with 'temporary swale' in paragraph 2.2.11.</p> <p>Clarifying terminology in Appendix B (Outline Water Management Plan) by substituting the term 'hay bales' with 'straw' bales in paragraph 2.2.11.</p> <p>Clarifying terminology in Appendix B (Outline Water Management Plan) by substituting references in paragraphs 2.4.3, 2.4.5 and 3.3.3 to 'adopted drains' with 'maintained drains' and confirming in paragraphs 2.4.5 and 3.3.3 that neither the HWIDB or KLIDB maintain the culvert beneath the A47.</p>	<p>either the KLIDB or the Hundred of Wisbech IDB, if any surface water discharge into ditches is required.</p>		

40 Schedule of Changes



Document Updated	Change	Reason for change	Deadline submitted	Relevant Document version
	Confirming in Appendix B (Outline Water Management Plan) paragraph 3.3.3 that strike protection will be provided for the culverted drain during construction.			



Table 2.2 Schedule of Changes to Draft Development Consent Order (Volume 3.1) [APP-013] submitted at Deadline 1 and Deadline 3 [REP3-007]

Location	Request	Rationale	Summary of Change	Relevant doc version
Article 2 – Applicant Interpretation		New definitions required as a consequence of new Requirements 22 and 23 to demonstrate the Applicant’s commitment to carbon capture readiness for the authorised development	<p>“carbon capture and export readiness reserve space” means the area identified on the carbon capture and export readiness reserve space plan for future installation and operation of any carbon capture and export equipment;</p> <p>“carbon capture and export readiness reserve space plan” means the document of that name identified in Table 10 of Schedule 13 and which is certified by the Secretary of State as the carbon capture and export readiness reserve space plan for the purposes of this Order;</p>	Rev 2
Article 2 – Applicant Interpretation		Correction	“date of final commissioning” means the date on which the commissioning of the authorised development (or any part of the authorised development as the context requires) is completed as notified as such by the undertaker to the relevant planning authority pursuant to requirement 24 20 of Schedule 2 (requirements);	Rev 2
Article 2 – Applicant Interpretation		New definition required as a consequence of a new Requirement 27 relating to	“outline local air quality monitoring strategy” means the document of that name identified in Table 10 of Schedule 13 and which is certified by the Secretary of State as the outline local air quality monitoring strategy for the purposes of this Order;	Rev 2



Location	Request	Rationale	Summary of Change	Relevant doc version
		operational local air quality monitoring		
Article 2 – Applicant Interpretation		New definition required as a consequence of amendments to Requirement 13 relating to flood risk management at Work No. 9	“outline Walsoken Substation flood emergency management plan” means the document of that name identified in Table 10 of Schedule 13 and which is certified by the Secretary of State as the outline Walsoken Substation flood emergency management plan for the purposes of this order;	Rev 2
Article 2 – Applicant Interpretation		Correction	(3) All distances, directions, volumes, heights, widths and lengths referred to in this Order are approximate and distances between points on a numbered work comprised in the authorised development and shown on the works plans and access and public rights of way plans are taken to be measured along that work.	Rev 2
Article 11(1)	Applicant	Correction	1.—(1) The undertaker may for the purposes of the authorised development alter the layout of or construct any works in the street in the case of permanent works as specified in column (2) of Schedule 4 (streets subject to permanent alteration of layout) in the manner specified in relation to that street in column (3) of that Schedule and in the case of temporary works as specified in column (2) of Schedule 5 (streets subject to temporary alteration of layout) in the manner specified in relation to that street in column (3) of that Schedule.	Rev 2



Location	Request	Rationale	Summary of Change	Relevant doc version
Article 13	Applicant	Correction	Temporary prohibition or restriction of use of streets and public rights of ways	Rev 2
Article 22 – Removal of human remains	Inserted in response to comments made by Fenland District Council regarding the application of the Burial Act 1857 during construction	New article providing a scheme governing the removal of any human remains found within the Order limits. The drafting of this Article is based on a model provision and was included in Article 12 of the Little Crow Solar Park Order 2022.	<p>New article inserted with consequential renumbering of articles and cross-references.</p> <p>Removal of human remains</p> <p>22.—(1) Before the undertaker carries out any development or works which will or may disturb any human remains within the Order limits it must remove those human remains from the Order limits, or cause them to be removed, in accordance with the following provisions of this article.</p> <p>(2) Before any such remains are removed from the Order limits the undertaker must give notice of the intended removal, describing the Order limits and stating the general effect of the following provisions of this article, by—</p> <p>(a) publishing a notice once in each of two successive weeks in a newspaper circulating in the area of the authorised development; and</p> <p>(b) displaying a notice in a conspicuous place within or near the Order limits.</p> <p>(3) As soon as reasonably practicable after the first publication of a notice under paragraph (2) the undertaker must send a copy of the notice to the relevant burial authority for the land from which the relevant human remains are to be removed.</p>	Rev 2



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>(4) At any time within 56 days after the first publication of a notice under paragraph (2) any person who is a personal representative or relative of any deceased person whose remains are interred within the Order limits may give notice in writing to the undertaker of that person’s intention to undertake removal of the remains.</p> <p>(5) Where a person has given notice under paragraph (4), and the remains in question can be identified, that person may cause such remains to be—</p> <p>(a) removed and re-interred in any burial ground or cemetery in which burials may legally take place; or</p> <p>(b) removed to, and cremated in, any crematorium,</p> <p>and that person must, as soon as reasonably practicable after such re-interment or cremation, provide to the undertaker a certificate for the purpose of enabling compliance with paragraph (10).</p> <p>(6) If the undertaker is not satisfied that any person giving notice under paragraph (4) is the personal representative or relative as that person claims to be, or that the remains in question can be identified, the question must be determined on the application of either party in a summary manner by the county court, and the court may make an order specifying who must remove the remains and as to the payment of the costs of the application.</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>(7) The undertaker must pay the reasonable expenses of removing and re-interring or cremating the remains of any deceased person under this article.</p> <p>(8) If—</p> <p>(a) within the period of 56 days referred to in paragraph (4) no notice under that paragraph has been given to the undertaker in respect of any remains within the Order limits; or</p> <p>(b) such notice is given and no application is made under paragraph (6) within 56 days after the giving of notice but the person who gave the notice fails to remove the remains within a further period of 56 days; or</p> <p>(c) within 56 days after any order is made by the county court under paragraph (6) any person, other than the undertaker, specified in the order fails to remove the remains; or</p> <p>(d) it is determined that the remains to which any such notice relates cannot be identified,</p> <p>subject to paragraph (9) the undertaker must remove the remains and cause them to be re-interred in such burial ground or cemetery in which burials may legally take place as the undertaker thinks suitable for the purpose; and, so far as possible, remains from individual graves are to be re-interred in individual containers which must be identifiable by a record prepared with reference to the original position of burial of the remains that they contain.</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>(9) If the undertaker is satisfied that any person giving notice under paragraph (4) is the personal representative or relative as that person claims to be and that the remains in question can be identified, but that person does not remove the remains, the undertaker must comply with any reasonable request that the person may make in relation to the removal and re-interment or cremation of the remains.</p> <p>(10) On the re-interment or cremation of any remains under this article—</p> <p>(a) a certificate of re-interment or cremation must be sent by the undertaker to the Registrar General giving the date of re-interment or cremation and identifying the place from which the remains were removed and the place in which they were re-interred or cremated; and</p> <p>(b) a copy of the certificate of re-interment or cremation and the record mentioned in paragraph (8) must be sent by the undertaker to the local authority mentioned in paragraph (3).</p> <p>(11) No notice is required under paragraph (2) before the removal of any human remains where the undertaker is satisfied—</p> <p>(a) that the remains were interred more than 100 years ago; and</p> <p>(b) that no relative or personal representative of the deceased is likely to object to the remains being removed in accordance with this article.</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>(12) In this article references to a relative of the deceased are to a person who—</p> <p>(a) is a husband, wife, civil partner, parent, grandparent, child or grandchild of the deceased; or</p> <p>(b) is, or is a child of, a brother, sister, uncle or aunt of the deceased; or</p> <p>(c) is the lawful executor of the estate of the deceased; or</p> <p>(d) is the lawful administrator of the estate of the deceased.</p> <p>(13) The removal of the remains of any deceased person under this article must be carried out in accordance with any directions which may be given by the Secretary of State.</p> <p>(14) Any jurisdiction or function conferred on the county court by this article may be exercised by the district judge of the court.</p> <p>(15) Section 25 of the Burial Act 1857(a) (bodies not to be removed from burial grounds, save under faculty, without licence of Secretary of State) is not to apply to a removal carried out in accordance with this article.</p> <p>(16) The Town and Country Planning (Churches, Places of Religious Worship and Burial Ground) Regulations 1950(b) do not apply to the authorised development.</p> <p>[Footnotes]</p> <p>(a) 1857 c. 81. Substituted by Church of England (Miscellaneous Provisions) Measure 2014, section 2 (January 1,</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
			2015; substitution has effect subject to transitional and saving provisions specified in S.I. 2014/2077, paragraphs 1 and 2). (b) S.I. 1950/792.	
Article 25(2)	Applicant	Correction	(2) In the case of the Order land specified in column (1) of the table in Schedule 8 (land in which only new rights etc. may be acquired) the undertaker's powers of compulsory acquisition are limited to the acquisition of existing rights and the benefit of restrictive covenants over that land and the creation and acquisition of such new rights and the imposition of such new restrictive covenants for the purpose specified in column (2) of the table in that Schedule.	Rev 2
Article 35 – Apparatus and rights of statutory undertakers in stopped up streets	Applicant	Correction	35. Where a street is altered or diverted or its use is temporarily prohibited or restricted under article 10 (street works), article 11 (power to alter layout, etc., of new streets), article 12 (construction and maintenance of new or altered means of access) or article 13 (temporary prohibition or restriction of use of streets and public right of ways) any statutory undertaker whose apparatus is under, in, on, along or across the street has the same powers and rights in respect of that apparatus, subject to Schedule 12 11, as if this Order had not been made.	Rev 2
Article 40(1)(b)(i) – Defence to proceedings in respect of	Applicant	Correction	relates to premises used by the undertaker for the purposes of or in connection with the use of the authorised development and that the nuisance is attributable to the use of the authorised development which is being used in compliance with requirement 20 19 of Schedule 2 (requirements); or	Rev 2



Location	Request	Rationale	Summary of Change	Relevant doc version
statutory nuisance				
Article 44(3)	Applicant	Correction	(3) Schedule 12 is to have effect in relation to all consents, agreements or approvals required from the relevant planning authority in respect of discharge of Requirements requirements listed in Schedule 2.	Rev 2
Schedule 1 – Authorised Development	Applicant	Correction	Paragraph starting “In connection with...” [...] and such other buildings, structures, works or operations and modifications to, or demolition of, any existing buildings, structures or works as may be necessary or expedient for the purposes of or in connection with the construction, operation and maintenance of the works in this Schedule-4, but only within the Order limits and insofar as they are unlikely to give rise to any materially new or materially different environmental effects from those assessed in the environmental statement.	Rev 2
Schedule 2 – Requirements – Paragraph 1	Applicant	Correction	1. The authorised development must not commence until after the expiry of five years of from the date on which this Order is made.	Rev 2
Schedule 2 – Requirements – Paragraph 6	Applicant	Correction	(2) The biodiversity net gain strategy must be implemented as approved under sub-paragraph (1).	Rev 2
Schedule 2 – Requirements – Paragraph 13	Norfolk County Council and King’s	New Requirement requiring a flood emergency management plan to	13.—(1) Prior to the date of final commissioning, a flood emergency management plan for Work Nos. 1, 1A, 1B, 2A, 2B	Rev 2



Location	Request	Rationale	Summary of Change	Relevant doc version
	Lynn and West Norfolk District Council	be submitted for approval implemented Work No. 9 (Walsoken Substation). The Outline Walsoken Substation flood emergency management plan has been submitted at Deadline 1	for and approval. (2) The flood emergency management plan for Work Nos. 1, 1A, 1B, 2A and 2B submitted for approval must be substantially in accordance with the outline flood emergency management plan. (3) The flood emergency management plan for Work No. 9 submitted for approval must be substantially in accordance with the outline Walsoken Substation flood emergency management plan. (4) The flood emergency management plans submitted and approved under sub-paragraph (1) must be implemented as approved and remain in place throughout the operation of the authorised development unless otherwise agreed by the relevant planning authority.	
Schedule 2 – Requirements – Paragraph 14(2)	Applicant	Correction	(2) The waste hierarchy scheme will must include details of—	Rev 2
Schedule 2 – Requirements	Applicant and in response to matters raised in relevant representations	New Requirements to demonstrate the Applicant's commitment for the authorised development to be carbon capture ready. The drafting	<u>Carbon capture and export readiness reserve space</u> 22. Following commencement of the authorised development and until such time as the authorised development is decommissioned, the undertaker must not, without the consent of the Secretary of State—	Rev 2



Location	Request	Rationale	Summary of Change	Relevant doc version
		<p>of these Requirements are based on Requirements 22 and 23 in Schedule 2 to the Drax Power (Generating Stations) Order 2019</p>	<p>(a) dispose of any interest in the carbon capture and export readiness reserve space; or</p> <p>(b) do anything, or allow anything to be done or to occur which may reasonably be expected to diminish the undertaker's ability to prepare the carbon capture and export readiness reserve space for the installation and operation of carbon capture and export equipment within two years of such action or occurrence, should it be deemed feasible to do so.</p> <p>(2) In this paragraph "export" means the removal of carbon from the authorised development and transporting it to a place of usage or sequestration to avoid its release to the atmosphere.</p> <p><u>Carbon capture readiness monitoring report</u></p> <p>23.—(1) The undertaker must make a report ("carbon capture and export readiness monitoring report") to the Secretary of State—</p> <p>(a) on or before the date which is three months after the date of Work No. 1A full commissioning; and</p> <p>(b) within one month of the second anniversary, and each subsequent even-numbered anniversary, of that date.</p> <p>(2) Each carbon capture and export readiness monitoring report must provide evidence that the undertaker has complied with Requirement 22—</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>(a) in the case of the first carbon capture and export readiness monitoring report, since commencement of the authorised development; and</p> <p>(b) in the case of any subsequent report, since the making of the previous carbon capture and export readiness monitoring report,</p> <p>and explain how the undertaker expects to continue to comply with Requirement 22 over the next two years.</p> <p>(3) Each carbon capture and export readiness monitoring report must state whether the undertaker considers the retrofit of carbon capture and export technology is feasible explaining the reasons for any such conclusion and whether any impediments could be overcome.</p> <p>(4) Each carbon capture and export readiness monitoring report must state, with reasons, whether the undertaker has decided to seek any additional regulatory clearances, or to modify any existing regulatory clearances, in respect of any carbon capture and export readiness proposals.</p> <p>(5) In this paragraph “export” means the removal of carbon from the authorised development and transporting it to a place of usage or sequestration to avoid its release to the atmosphere.</p>	
Schedule 2 – Requirements	Local planning authorities and in	New Requirement requiring a local air quality monitoring strategy to be	<p><u>Local air quality monitoring strategy</u></p> <p>27.—(1) Prior to the date of final commissioning, a local air quality monitoring strategy must be submitted to the relevant planning authority for approval. The local air quality monitoring</p>	Rev 2



Location	Request	Rationale	Summary of Change	Relevant doc version															
	response to relevant representations	submitted for approval and implemented prior to the date of final decommissioning. The Outline Local Air Quality Monitoring Strategy has been submitted at Deadline 1	strategy submitted for approval must be substantially in accordance with the outline local air quality monitoring strategy. (2) The local air quality monitoring strategy must be implemented as approved under sub-paragraph (1).																
Schedule 6 – Access Table 4	Cambridge shire County Council (CCC)	Removal of provisions associated with the adoption of Algores Way by the local highways authority following receipt of written confirmation from CCC (as local highway authority) that it did not intend to adopt this part of Algores Way.	<table border="1"> <thead> <tr> <th data-bbox="863 743 1108 813">(1) <i>Location</i></th> <th data-bbox="1108 743 1234 813">(2) <i>Street</i></th> <th data-bbox="1234 743 1732 813">(3) <i>Description of relevant part of e</i></th> </tr> </thead> <tbody> <tr> <td data-bbox="863 813 1108 943">In the County of Cambridgeshire</td> <td data-bbox="1108 813 1234 943">Algores Way</td> <td data-bbox="1234 813 1732 943">Access to the area shown coloured yellow the area shown coloured orange and marked A4 on sheet 1 of the access and public rights of way plan</td> </tr> <tr> <td data-bbox="863 943 1108 1040">In the County of Cambridgeshire</td> <td data-bbox="1108 943 1234 1040">Algores Way</td> <td data-bbox="1234 943 1732 1040">Access to the area shown coloured orange and marked A4 on sheet 1 of the access and public rights of way plan</td> </tr> <tr> <td data-bbox="863 1040 1108 1138">In the County of Cambridgeshire</td> <td data-bbox="1108 1040 1234 1138">New Bridge Lane</td> <td data-bbox="1234 1040 1732 1138">Access to the area shown coloured orange and marked A8 on sheet 1 of the access and public rights of way plan</td> </tr> <tr> <td data-bbox="863 1138 1108 1239">In the County of Cambridgeshire</td> <td data-bbox="1108 1138 1234 1239">New Bridge Lane</td> <td data-bbox="1234 1138 1732 1239">Access to the area shown coloured orange and marked A6 on sheet 1 of the access and public rights of way plan</td> </tr> </tbody> </table>	(1) <i>Location</i>	(2) <i>Street</i>	(3) <i>Description of relevant part of e</i>	In the County of Cambridgeshire	Algores Way	Access to the area shown coloured yellow the area shown coloured orange and marked A4 on sheet 1 of the access and public rights of way plan	In the County of Cambridgeshire	Algores Way	Access to the area shown coloured orange and marked A4 on sheet 1 of the access and public rights of way plan	In the County of Cambridgeshire	New Bridge Lane	Access to the area shown coloured orange and marked A8 on sheet 1 of the access and public rights of way plan	In the County of Cambridgeshire	New Bridge Lane	Access to the area shown coloured orange and marked A6 on sheet 1 of the access and public rights of way plan	Rev 2
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		<p>receipt of written confirmation from CCC (as local highways authority) that it did not intend to adopt part of Algores Way</p> <p>As a result of the above, the plot numbers on the Land Plans and Book of Reference submitted at Deadline 1 have been amended and consequential amendments have been made to Schedule 8.</p> <p>Schedule 8 now confirms that the Applicant is only seeking a right of access and associated rights over Algores Way and not the acquisition of the</p>	<p>6/1j, 6/1k, 6/2a, 6/2b, 7/1a, 8/1a, 8/1b, 8/2a, 9/1a, 9/1b, 9/1c, 10/1a, 10/2e, 10/2f, 10/5a, 11/1a(i), 11/2a</p> <p>1/2a, 11/1a(i), 11/1a(ii),</p>	<p>Rights to continuous vertical and lateral support for development</p> <p>Rights to install, retain, use, maintain, inspect, and refurbish, reconstruct, replace, protect and improve drains, pipes, ducts, mains, conduits, services, flue into and manage waterflows in any drains, water culverts</p> <p>Rights to install, execute, implement, retain, repair, renew, remove, relocate and plant trees, woodlands, hedgerows, seeding, landscaping and other ecological together with the right to maintain, inspect and replace shrubs, hedgerows, landscaping and other ecological and the right to pass and repass on foot, with or without plant and machinery for all purposes in connection with implementation and maintenance of landscaping and mitigation or enhancement works</p> <p>Rights to install, retain, use, maintain, inspect, and refurbish, reconstruct, replace, protect and improve fencing, gates, boundary treatment, public rights of way and other ancillary apparatus and any other works as necessary</p> <p>Restrictions on erecting buildings or structures, all levels, planting trees or carrying out operations which may obstruct, interrupt, or interfere with the exercise of rights of way or damage the authorised development</p> <p>Rights to construct, use, maintain and improve means of access including visibility splays, carryover, footway widening, highway alteration works and lighting</p>	<p>id</p> <p>e, s, in id</p> <p>e, s, as s, ie al</p> <p>e, ty y</p> <p>id is y or</p> <p>nt id</p>



Location	Request	Rationale	Summary of Change	Relevant doc version	
freehold of the Algores Way			11/1a(iii), 11/1b(i), 11/1b(ii)	Rights to install, retain, use, maintain, inspect, and refurbish, reconstruct, replace, protect and improve fencing, gates, boundary treatment, public rights of other ancillary apparatus and any other works as ne	e, ty y
			11/2a, 12/1a, 12/1b, 12/1c, 12/1d, 12/1e, 12/1f, 12/1g, 12/1h, 12/1i, 12/1j,	Rights to pass and repass on foot, with or without vehicles and machinery for all purposes in connection with construction, use, maintenance and decommissioning of authorised development	nt ie ie
			12/1i, 12/1j,	Rights to install, retain, use, maintain, inspect, and refurbish, reconstruct, replace, protect and improve mains, wires, cables, conduits, flues, fibre optic cables and conducting media of whatsoever nature	e, s, ar
			12/1k, 12/1l, 12/2a, 12/4a, 12/5a,	Rights to install, retain, use, maintain, inspect, and refurbish, reconstruct, replace, protect and improve drains, pipes, ducts, mains, conduits, services, flues into and manage waterflows in any drains, water culverts	e, s, in id
			13/4c(ii), 13/4d, 14/1a	Rights to install, execute, implement, retain, repair, renew, remove, relocate and plant trees, woodlands, hedgerows, seeding, landscaping and other ecological works together with the right to maintain, inspect and replace shrubs, hedgerows, landscaping and other ecological works together with the right to pass and repass on foot, with or without vehicles and machinery for all purposes in connection with the implementation and maintenance of landscaping and mitigation or enhancement works	e, s, as s, as nt ie al
				Restrictions on erecting buildings or structures, all levels, planting trees or carrying out operations (including but not limited to blasting and piling	id is y



Location	Request	Rationale	Summary of Change	Relevant doc version
			obstruct, interrupt, or interfere with the exercise of or damage the authorised development	or
	10/1a, 10/1b, 10/1c, 10/2a, 10/2b, 10/2c, 10/2d, 10/2e, 10/2f, 10/2g, 10/3a, 10/4a, 10/5a, 11/1a(i), 11/2a		Rights to install, retain, use, maintain, inspect, and refurbish, reconstruct, replace, protect and improve water connection (including but not limited to pipeducting, protection plates, jointing bays, associated other ancillary apparatus) and any other works together with the right to fell, trim or lop trees and may obstruct or interfere with the said combined connection and other ancillary apparatus	e, le s, id ry sh er
			Rights to pass and repass on foot, with or without vehicles and machinery (including any temporary surface) for in connection with the construction, use, maintenance and decommissioning of the authorised development	nt as id
			Rights to continuous vertical and lateral support for the development	id
			Rights to install, retain, use, maintain, inspect, and refurbish, reconstruct, replace, protect and improve fencing, gates, boundary treatment, public rights of way and other ancillary apparatus and any other works as necessary	e, ty y
			Rights to install, execute, implement, retain, replace, renew, remove, relocate and plant trees, woodlands, hedgerows, seeding, landscaping and other ecological works together with the right to maintain, inspect and replace shrubs, hedgerows, landscaping and other ecological works together with the right to pass and repass on foot, with or without vehicles and machinery for all purposes in connection with the implementation and maintenance of landscaping and mitigation or enhancement works	e, s, as s, as nt ie al



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Schedule 11 – Protective Provisions Paragraph 19(1)(b)	Cadent Gas – Limited	Agreed amendments to protective provisions	Where sub-paragraphs 18 (2) applies, paragraphs 23 and 24.	Rev 2		
Schedule 11 – Protective Provisions Paragraph 20	Cadent Gas – Limited	Agreed amendments to protective provisions	<p>20.—(1) Where any street is stopped up under article 14 (stopping up of streets), if Cadent has any apparatus in the street or accessed via that street Cadent is entitled to the same rights in respect of such apparatus as it enjoyed immediately before the stopping up and the undertaker must grant to Cadent, or procure the granting to Cadent of, legal easements reasonably satisfactory to Cadent in respect of such apparatus and access to it prior to the stopping up of any such street or highway, but nothing in this paragraph affects any right of the undertaker or of Cadent to require the removal of that apparatus under paragraph 23.</p> <p>(2)—Notwithstanding the temporary alteration, diversion or restriction of use of any street under the powers of article 11 (power to alter layout, etc., of streets), article 13 (temporary prohibition or restriction of use of streets and public right of ways) or article 17 (traffic regulation measures), Cadent will be at liberty at all times to take all necessary access across any such street and to execute and do all such works and things in, upon or under</p>	Rev 2		



Location	Request	Rationale	Summary of Change	Relevant doc version
			any such street as it would have been entitled to do immediately before such temporary alteration, diversion or restriction in respect of any apparatus which at the time of the stopping up or diversion was in that street.	
Schedule 11 – Protective Provisions Paragraph 22(2)	Cadent Gas – Limited	Agreed amendments to protective provisions	As a condition of agreement between the parties in sub-paragraph (1), prior to the construction or maintenance of any part of the authorised development (or in such other timeframe as may be agreed between Cadent and the undertaker) that is subject to the requirements of this Part of this Schedule that will cause any conflict with or breach the terms of any easement or other legal or land interest of Cadent or affect the provisions of any enactment or agreement regulating the relations between Cadent and the undertaker in respect of any apparatus laid or erected in land belonging to or secured by the undertaker, the undertaker must as Cadent reasonably requires enter into such deeds of consent upon such terms and conditions as may be agreed between Cadent and the undertaker acting reasonably and which must be no less favourable on the whole to Cadent unless otherwise agreed by Cadent, and the undertaker must use reasonable endeavours to procure or secure the consent to and entering into of such deeds and variations by all other third parties with an interest in the land at that time who are affected by such authorised development or maintenance thereof.	Rev 2
Schedule 11 – Protective Provisions Paragraph 22(5) and (6)	Cadent Gas – Limited	Agreed amendments to protective provisions	(5) As a condition of an agreement under sub-paragraph (1) that involves de-commissioned apparatus being left in situ the undertaker must accept a surrender of any existing easement or other interest of Cadent in such decommissioned apparatus and	Rev 2



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>release Cadent from all liabilities in respect of such de-commissioned apparatus from the date of such surrender.</p> <p>(6) Where an undertaker acquires land which is subject to any Cadent right or interest (including, without limitation, easements and agreements relating to rights or other interests) and the provisions of paragraph 7 do not apply, the undertaker must, unless Cadent agrees otherwise—</p> <p>(a) retain any notice of Cadent’s easement, right or other interest on the title to the relevant land when registering the undertaker’s title to such acquired land; and</p> <p>(b) where no such notice of Cadent’s easement, right or other interest exists in relation to such acquired land or any such notice is registered only on the Land Charges Register, include with its application to register title to the undertaker’s interest in such acquired land at the Land Registry a notice of Cadent’s easement, right or other interest in relation to such acquired land.</p>	
Schedule 11 – Protective Provisions Paragraph 25(8)	Cadent Gas Limited	Agreed amendments to protective provisions	(8) If Cadent, in consequence of the works proposed by the undertaker, reasonably requires the removal of any apparatus and gives written notice to the undertaker of that requirement, paragraphs (1) to (3) and (6) to (8) apply as if the removal of the apparatus had been required by the undertaker under paragraph 23(2) provided that such written notice must be given by Cadent to the undertaker within 28 42 days of submission of a plan pursuant to sub-paragraph (1).	Rev 2



Location	Request	Rationale	Summary of Change	Relevant doc version
Schedule 11 – Protective Provisions Paragraph 26(1)	Cadent Gas – Limited	Agreed amendments to protective provisions	Subject to the following provisions of this paragraph, the undertaker must pay to Cadent on demand, all charges, costs and expenses reasonably anticipated or reasonably incurred by Cadent in, or in connection with, the inspection, removal, relaying or replacing, alteration or protection of any apparatus or the construction of any new or alternative apparatus which may be required in consequence of the execution of any authorised development including without limitation—	Rev 2
Schedule 11 – Protective Provisions Paragraph 26(6)	Cadent Gas – Limited	Agreed amendments to protective provisions	(6) Where the undertaker has paid to Cadent monies in respect of any reasonably anticipated charges, costs and expenses in accordance with sub-paragraph (1) and such charges, costs and expenses are subsequently not incurred by Cadent, Cadent must repay to the undertaker on demand the amount of such charges, costs and expenses.	Rev 2
Schedule 11 – Protective Provisions Paragraph 27(1)(b)	Cadent Gas – Limited	Agreed amendments to protective provisions	(b) indemnify Cadent for any other expenses, loss, demands, proceedings, damages, claims, penalty, compensation or costs properly incurred by, paid by or recovered from Cadent, by reason or in consequence of any such damage or interruption or Cadent becoming liable to any third party as aforesaid other than arising from any negligence, omission or default of Cadent.	Rev 2
Schedule 11 – Protective Provisions Paragraph 27(3)(b)	Cadent Gas – Limited	Agreed amendments to protective provisions	(b) any part of the authorised development or any other works authorised by this Part of this Schedule carried out by Cadent as an assignee, transferee or lessee of the undertaker with the benefit of the Order pursuant to section 156 (benefit of order granting development consent) of the 2008 Act or in the exercise of any functions conferred by this Order pursuant to a grant or transfer under article 8 (consent to transfer benefit of the Order)	Rev 2



Location	Request	Rationale	Summary of Change	Relevant doc version
<p style="color: red; text-align: center;">subject to the proviso that once such works become apparatus, any specified works yet to be executed and not falling within this paragraph (b) are subject to the full terms of this Part of this Schedule including this paragraph 27 in respect of such new apparatus.</p>				
Schedule 11 – Protective Provisions – Paragraph 32	Cadent Gas Limited	Agreed amendments to protective provisions	32. Notwithstanding article 43 (service of notices) any plans submitted to Cadent by the undertaker pursuant to sub-paragraph 25(1) must be sent via email to Cadent Gas Limited Plant Protection at plantprotection@cadentgas.com copied by email to vicky.cashman@cadentgas.com and toby.feirn@cadentgas.com and sent to the General Counsel Department at Cadent’s registered office or such other address as Cadent may from time to time appoint instead for that purpose and notify to the undertaker in writing.	Rev 2
Schedule 11 – Protective Provisions – Part 5 – For the protection of National Highways	National Highways	Updated protective provisions following discussions with National Highways (note that the protective provisions are still under negotiation)	<p><u>Application</u></p> <p>44.—(1) The following provisions of this Part of this Schedule, apply for the protection of National Highways and have effect unless otherwise agreed in writing between the undertaker and National Highways, have effect.</p> <p>(2) Nothing in this Order affects or prejudices the operation of the powers and duties of National Highways or the Secretary of State under the Highways Act 1980, the Road Traffic Regulation Act 1984, the New Roads and Street Works Act 1991, the Transport Act 2000(a), or the Town and Country Planning (General Permitted Development) (England) Order 2015(b).</p> <p>[Footnotes] (a) 2000 c. 38.</p>	Rev 2



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			<p>(b) S.I. 2015/596.</p> <p><u>Interpretation</u></p> <p>45.—(1) Where the terms defined in article 2 (interpretation) of this Order are inconsistent with subparagraph (2) the latter prevail.</p> <p>(2) In this Part of this Schedule—</p> <p>“highway” means any highway of which National Highways is the highway authority;</p> <p>“National Highways” means National Highways Limited (company number 13574541);</p> <p>“plans” includes sections, designs, drawings, specifications, soil reports, staging proposals, programmes, calculations, methods of construction, risk assessments and details of the extent, timing and duration of any proposed occupation of any highway and “approved plans” means plans approved or deemed to be approved or settled by arbitration in accordance with the provisions of this Part of this Schedule; and</p> <p>“property of National Highways” means any apparatus or street furniture of the relevant highway authority affixed to or placed under any highway.</p> <p>“administration fee” means the fee payable pursuant to the provisions of this Part of this Schedule that represent the internal costs of National Highways in administering the implementation of the specified work and charged as a flat fee based on the value of the specified works only;</p> <p>“as built information” means one digital copy of the following information—</p> <p>(a) as constructed drawings in both PDF and Auto CAD DWG formats for anything designed by the undertaker, in</p>	



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			<p>compliance with GG184 (Specification for the use of Computer Aided Design) or any successor document;</p> <p>(b) list of suppliers and materials used and test results and (where in the opinion of National Highways, following due diligence and assessment while acting reasonably, the carrying out of a specified work may have a materially adverse effect on any part of the highways drainage system maintained by National Highways) CCTV surveys;</p> <p>(c) product data sheets and technical specifications for all materials used;</p> <p>(d) as constructed information for any utilities discovered or moved during the works;</p> <p>(e) method statements for the works carried out;</p> <p>(f) in relation to road lighting, signs, and traffic signals any information required by Series 1300 and 1400 of the Specification for Highway Works or any replacement or modification of it;</p> <p>(g) organisation and methods manuals for all products used;</p> <p>(h) as constructed programme;</p> <p>(i) test results and records as required by the detailed design information and during construction phase of the specified work;</p> <p>(j) the health and safety file to include the geotechnical feedback report required under CD622; and</p> <p>(k) other such information as is required by National Highways to be used to update all relevant databases and to ensure compliance with National Highway's Asset Data Management Manual as is in operation at the relevant time,</p>	



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			<p>provided that the items referred to in sub-paragraph (c) and (g) will only be required to be submitted if the relevant specified work would require any of the works of a description referred to in article 10 (street works) or article 17 (traffic regulation measures) of this Order to be carried out in relation to any highway for which National Highways is the highways authority.</p> <p>“the bond sum” means the sum equal to 200% of the cost of the carrying out of the specified works (to include all costs plus any commuted sum) or such other sum agreed between the undertaker and National Highways;</p> <p>“the cash surety” means the sum agreed between the undertaker and National Highways and being equal to the cost of the carrying out of the open cut method works;</p> <p>“commuted sum” means such sum calculated as provided for in paragraph 56 of this Part of this Schedule to be used to fund the future cost of maintaining the restored highway following completion of the open cut method works;</p> <p>“condition survey” means a survey of the condition of National Highways structures and assets (including, but not limited to pavements, lighting, soft estates, signals, barriers, drainage and cabling) within the Order limits that in the reasonable opinion of National Highways may be affected by a specified work, and further to include, where the undertaker, following due diligence and assessment, identifies a specified part of the highways drainage system maintained by National Highways that National Highways reasonably considers may be materially and adversely affected by a specified work. a CCTV survey of specified drains;</p>	



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			<p>“contractor” means any contractor or sub-contractor appointed by the undertaker to carry out a specified work;</p> <p>“detailed design information” means drawings specifications and calculations as appropriate for the following—</p> <ul style="list-style-type: none"> (a) regime of California Bearing Ratio testing; (b) earthworks including supporting geotechnical assessments required by CD622 (Managing geotechnical risk) of the DMRB or any successor document and any required strengthened earthworks appraisal form certification; (c) proposed departures from DMRB standards; (d) utilities diversions; (e) topographical survey; (f) health and safety information including any asbestos survey required by GG105 (asbestos management) or any successor document; and (g) other such information that may be reasonably required by National Highways to inform the detailed design of a specified work. <p>“DMRB” means the Design Manual for Roads and Bridges or any replacement, revision or modification of it;</p> <p>“the framework contract” means the contract between National Highways and the highway operations and maintenance contractor for the maintenance and operation of parts of the trunk road which are within the Order limits or any successor or replacement contract that may be current at the relevant time;</p> <p>“the highway operations and maintenance contractor” means the contractor appointed by National Highways under the framework contract;</p>	



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			<p>“highways structure” means structures or installations within the scope of the DMRB and that are situated under, over or adjacent to a motorway or other trunk road;</p> <p>“initial deposit” means the sum calculated by National Highways (acting reasonably) payable to National Highways to cover all initial stages of work until such time as the cost of the specified work and the NH costs payable under paragraph 49 of this Part can be estimated;</p> <p>“nominated persons” means the undertaker’s representatives or the contractor’s representatives on site during the carrying out of a specified work as notified to National Highways from time to time and includes the relevant water undertaker where it is carrying out any part of a specified work on behalf of the undertaker;</p> <p>“the open cut method works” means so much of Work No. 6A that is a specified work and is undertaken using an open cut construction method;</p> <p>“programme of works” means a document setting out the sequence and timetabling of a specified work;</p> <p>“relevant water undertaker” means Anglian Water or its officers servants agents or contractors or any person or body for whom it is responsible;</p> <p>“road space booking” means road space bookings in accordance with National Highways’ Asset Management Operational Requirements (AMOR) including Network Occupancy Management System (NOMS) used to manage road space bookings and network occupancy;</p>	



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			<p>“specified work” means so much of any work authorised by this Order, including any maintenance of that work, as is in or under the trunk road; and</p> <p>“trunk road” for the purpose of these protective provisions means any highway for which National Highways is the highway authority.</p> <p><u>General</u></p> <p>46.—(1) Notwithstanding the limits of deviation permitted pursuant to article 3(2) of this Order, no works in carrying out, maintaining or diverting the authorised development may be carried out under the trunk road at a distance within 4 metres of the lowest point of the ground.</p> <p>(2) Notwithstanding the powers granted to the undertaker pursuant to this Order, if the carrying out of any specified work would require any works to be carried out in relation to the trunk road, excluding the works authorised in relation to the A47 specified in Schedule 3 (streets subject to street works), Schedule 5 (streets subject to temporary alteration of layout) and Schedule 7 (temporary prohibition or restriction of the use of streets or public right of ways) the undertaker must enter into an agreement with National Highways prior to the commencement of any such work.</p> <p><u>Prior approvals</u></p> <p>47.—(1) No specified work may commence until—</p> <p>(a) the programme of works has been approved by National Highways;</p> <p>(b) the following details relating to the specified work have been submitted to and approved by National Highways—</p> <p>(i) the detailed design information;</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>(ii) details of any proposed road space bookings with National Highways;</p> <p>(iii) (if details have been supplied pursuant to sub-paragraph (ii)) a scheme of traffic management; and</p> <p>(iv) the identity of any contractor and nominated persons;</p> <p>(c) if the carrying out of a specified work requires the booking of any road space with National Highways and a scheme of traffic management and a process for stakeholder liaison has been submitted by the undertaker and approved by National Highways, such scheme to be capable of amendment by agreement between the undertaker and National Highways from time to time;</p> <p>(d) any stakeholder liaison that may be required has taken place in accordance with the process for such liaison agreed between the undertaker and National Highways under sub-paragraph (c);</p> <p>(e) any further information that National Highways may reasonably request within 14 days of the submission of the detailed design of the submission of the detailed design of a specified work has been supplied to National Highways; and</p> <p>(f) a condition survey and a reasonable regime of monitoring the structures, assets and pavements that are the subject of the condition survey has been submitted to and approved by National Highways; and</p> <p>(g) in respect of so much of Work No. 6A that is a specified work, a ground condition survey has been submitted to and approved by National Highways.</p> <p>(2) National Highways must provide the undertaker with a list, which is to be agreed between the parties acting reasonably, of</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>all the structures, assets and pavements to be subject to both a condition survey and reasonable regime of monitoring pursuant to sub-paragraph (1)(f) and paragraph 50 of this Part of this Schedule before the first condition survey is conducted and the reasonable regime of monitoring is implemented.</p> <p>(3) National Highways must prior to the commencement of a specified work inform the undertaker of the identity of the person who will act as a point of contact on behalf of National Highways to consider the information required under sub-paragraph 47 and of the identity of the person or persons who are authorised to give consent or approval on behalf of National Highways for any matter requiring approval or consent in these provisions.</p> <p>(4) Any approval of National Highways required by this paragraph—</p> <p>(a) must not be unreasonably withheld or delayed;</p> <p>(b) in the case of a refusal must be accompanied by a statement of grounds for refusal;</p> <p>(c) is deemed to have been refused if it is neither given or refused within 56 days of the submission of the relevant information (if further information is requested by National Highways any such request must be submitted to the undertaker within 28 days of submission of the relevant information under this sub-paragraph (c) and the provision of such further information by the undertaker will not be deemed to constitute a new application for approval pursuant to this paragraph); and</p> <p>(d) — Wherever in this Part of this Schedule provision is made with respect to the approval or consent of National Highways, that approval or consent must be in writing and subject to such reasonable terms and may be given subject to any reasonable</p>	



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			<p>conditions as National Highways may require considers necessary.</p> <p>(5) Except where an approval has been provided under subparagraph 47, the undertaker must not exercise—</p> <ul style="list-style-type: none"> (a) article 4 (maintenance of the authorised development); (b) article 10 (street works); (c) article 11 (power to alter layout, etc., of streets); (d) article 12 (construction and maintenance of new or altered means of access); (e) article 13 (temporary prohibition or restriction of use of streets and public right of ways); (f) article 15 (access to works); (g) article 18 (discharge of water); (h) article 19 (authority to survey and investigate the land); (i) article 20 (protective work to buildings); (j) article 21 (felling or lopping of trees); (k) article 23 (compulsory acquisition of land); (l) article 25 (compulsory acquisition of rights and imposition of restrictive covenants); (m) article 26 (acquisition of subsoil only); (n) article 28 (power to override easements and other rights); (o) article 32 (temporary use of land for carrying out the authorised development); (p) article 33 (temporary use of land for maintaining the authorised development) <p>of this Order over any part of the trunk road without the consent of National Highways, and National Highways may in connection with any such exercise require the undertaker to provide details</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>of any proposed road space bookings and/or submit a scheme of traffic management for National Highways' approval.</p> <p><u>Construction of the specified work</u></p> <p>48.—(1) The undertaker must, prior to commencement of a specified work, give to National Highways 28 days' notice in writing of the date on which the specified work will start unless otherwise agreed by National Highways.</p> <p>(2) If the carrying out of any part of the authorised development requires the booking of road space with National Highways, the undertaker must comply with National Highway's road space booking procedures prior to and during the carrying out of the specified work and no specified work for which a road space booking with National Highways is required will commence without a road space booking having first been secured from National Highways.</p> <p>(3) Any specified work must be carried out to the reasonable satisfaction of National Highways (acting reasonably) in accordance with—</p> <p>(a) the relevant detailed design information and programme of works approved pursuant to paragraph 47 above or as subsequently varied by agreement between the undertaker and National Highways;</p> <p>(b) where relevant, the DMRB, the Specification for Highway Works (contained within the Manual of Contract Documents for Highways Works) together with all other relevant standards as required by National Highways to include, inter alia, all relevant interim advice notes and any amendment to or replacement thereof for the time being in force save to the extent that any</p>	



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			<p>departures or exceptions from those standards apply which have been approved by National Highways; and</p> <p>(c) any reasonable conditions of National Highways notified by National Highways to the undertaker pursuant to paragraph 47(4)(d) of this Part of this Schedule.</p> <p>(4) The undertaker must ensure that, where possible, the highway is kept free from mud, soil and litter as a result of the carrying out of a specified work;</p> <p>(5) The undertaker must permit and must require the contractor to permit at all reasonable times persons authorised by National Highways (whose identity must have been previously notified to the undertaker by National Highways) to gain access to a specified work for the purposes of inspection and supervision of a specified work or method of construction of such work.</p> <p>(6) If any specified work is constructed—</p> <p>(a) other than in accordance with the requirements of this Part of this Schedule; or</p> <p>(b) in a way that causes damage to the highway, any highway structure or asset or any other land of National Highways,</p> <p>National Highways may by notice in writing require the undertaker, at the undertaker’s own expense, to comply with the requirements of this Part of this Schedule or put right any damage notified to the undertaker under this Part of this Schedule.</p> <p>(7) If within 56 days of the date on which a notice under subparagraph (6) is served on the undertaker, the undertaker has failed to take steps to comply with the notice, National Highways may carry out the steps required of the undertaker and may</p>	



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			<p>recover from the undertaker any expenditure reasonably incurred by National Highways in so doing, such sum to be payable within 30 days of demand. Where the steps required to be taken pursuant to any notice require the submission of any information for the prior approval of National Highways under paragraph 47 of this Part of this Schedule, the submission of that information will evidence that the undertaker has taken steps to comply with a notice served by National Highways under sub-paragraph (6).</p> <p>(8) National Highways may, at its discretion, in its notice in writing to the undertaker given pursuant to sub-paragraph (6) state that National Highways intend to put right the damage notified to the undertaker, and if it intends to do so it shall give the undertaker not less than 28 days' notice of its intention to do so and National Highways may recover from the undertaker any reasonable expenditure incurred by National Highways in doing so.</p> <p>(9) Nothing in this Part of this Schedule prevents National Highways from, in the event of an emergency or to prevent the occurrence of danger to the public, carrying out any work or taking any such action as it reasonably believes to be necessary as a result or in connection with of the carrying out of the specified works without prior notice to the undertaker and National Highways may recover from the undertaker any reasonable expenditure incurred by National Highways in so doing.</p> <p><u>Payments</u></p> <p>49.—(1) The undertaker must pay to National Highways a sum equal to the whole of any costs and expenses which National</p>	



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			<p>Highways reasonably incurs (including costs and expenses for using internal or external staff) in relation to any specified work and in relation to any approvals sought under this order including—</p> <ul style="list-style-type: none"> (a) the checking and approval of the information required under paragraph 47; (b) the supervision of a specified work; (c) contractual costs properly payable to the highway operations and maintenance contractor as a consequence of any specified work, including costs incurred by the highway operations and maintenance contractor in carrying out the tasks referred to in sub-paragraphs (a) and (b), in which case National Highways will be responsible for the payment of any sums received from the undertaker under this paragraph to the highway operations and maintenance contractor; (d) the administration fee and legal costs, reasonably and properly incurred; and (e) any value added tax which is payable by National Highways only in respect of such costs arising under this sub-paragraph 49 and for which it cannot obtain reinstatement from HM Revenue and Customs, <p>sub-paragraphs (a) to (e) together comprising “the NH costs”.</p> <p>(2) The undertaker must pay to National Highways upon demand and prior to such costs being incurred the total costs that National Highways believe will be properly and necessarily incurred by National Highways in undertaking any statutory procedure or preparing and bringing into force any traffic regulation order or orders necessary to carry out or for effectively implementing the authorised development.</p>	



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			<p>(3) National Highways must notify the undertaker of the amount required for the Initial Deposit as soon as reasonably practicable and the undertaker must pay an amount equal to that sum within 28 days of receipt of the notification.</p> <p>(4) National Highways must provide the undertaker with a fully itemised invoice showing its estimate of the NH costs including its estimate of the administration fee prior to the commencement of a specified work and the undertaker must pay to National Highways the estimate of the NH costs prior to commencing the specified work and in any event prior to National Highways incurring any cost.</p> <p>(5) If at any time after the payment referred to in sub-paragraph (3) or (4) has become payable, National Highways reasonably believes that the NH costs will exceed the relevant sum notified to the undertaker it may give notice to the undertaker of the amount that it believes the NH costs will exceed the relevant sum (excess) and the undertaker must pay to National Highways within 28 days of the date of the notice a sum equal to the excess.</p> <p>(6) National Highways must give the undertaker a final account of the NH costs referred to in sub paragraph 49, as a fully itemised invoice, within 30 days of the undertaker notifying to National Highways that a specified work has been completed.</p> <p>(7) Within 30 days of the issue of the final account—</p> <p>(a) if the final account shows a further sum as due to National Highways the undertaker must pay to National Highways the sum shown due to it; or</p> <p>(b) if the account shows that the payment or payments previously made by the undertaker have exceeded the costs</p>	



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			<p>incurred by National Highways, National Highways must refund the difference to the undertaker.</p> <p>(8) If any payment due under any of the provisions of this Part of this Schedule is not made on or before the date on which it falls due the party from whom it was due must at the same time as making the payment pay to the other party interest at 1% above the rate payable in respect of compensation under Section 32 of the 1961 Act for the period starting on the date upon which the payment fell due and ending with the date of payment of the sum on which interest is payable together with that interest.</p> <p><u>Completion of a specified work</u></p> <p>50.—(1) Within 56 days of the completion of a specified work, the undertaker must arrange for the ground conditions, highway structures, assets and pavements that were the subject of the condition survey carried out in respect of the specified work to be re-surveyed and must submit the re-survey to National Highways for its approval.</p> <p>(2) If the re-survey carried out pursuant to sub-paragraph 50 indicates that any damage has been caused to any highways structure or pavement, the undertaker must submit a scheme for remedial works in writing to National Highways for its approval in writing, which must not be unreasonably withheld or delayed, and must carry out the remedial works at its own cost and in accordance with the scheme submitted.</p> <p>(3) If the undertaker fails to carry out the remedial work in accordance with the approved scheme, National Highways may carry out the steps required of the undertaker and may recover from the undertaker any expenditure reasonably incurred by</p>	



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			<p>National Highways in so doing, such sum to be payable within 30 days of demand.</p> <p>(4) National Highways may, at its discretion, at the same time as giving its approval to the condition survey, give notice in writing to the undertaker stating that National Highways will remedy the damage identified by the condition survey and National Highways may recover from the undertaker any reasonable expenditure incurred by National Highways in so doing.</p> <p>(5) Within 10 weeks of the completion of a specified work, the undertaker must submit to National Highways the as built information for that specified work, both in hard copy and electronic form.</p> <p>(6) The undertaker must make available to National Highways upon reasonable request copies of any survey or inspection reports produced pursuant to any inspection or survey of any specified work following its completion that the undertaker may from time to time carry out.</p> <p><u>Re-survey of ground conditions after 12 months</u></p> <p>51.—(1) Within 56 days of the date 12 months after the date of completion of a specified work that forms part of Work No. 6A the undertaker must arrange for the ground conditions to be re-surveyed and must submit the re-survey to National Highways for its approval.</p> <p>(2) If the re-survey carried out pursuant to sub-paragraph 51 indicates that any damage has been caused to any highways structure or pavement as a result of the specified work the undertaker must submit a scheme for remedial works in writing to National Highways for its approval in writing, which must not be unreasonably withheld or delayed, and must carry out the</p>	



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			<p>remedial works at its own cost and in accordance with the scheme submitted.</p> <p>(3) If the undertaker fails to carry out the remedial work in accordance with the approved scheme, National Highways may carry out the steps required of the undertaker and may recover from the undertaker any expenditure reasonably incurred by National Highways in doing so, such sum to be payable within 30 days of demand.</p> <p>(4) National Highways may, at its discretion, at the same time as giving its approval to the condition survey, give notice in writing to the undertaker stating that National Highways will remedy the damage identified by the condition survey and National Highways may recover from the undertaker any reasonable expenditure incurred by National Highways in doing so.</p> <p>(5) The undertaker must make available to National Highways upon reasonable request copies of any survey or inspection reports produced pursuant to any inspection or survey of any specified work following its completion that the undertaker may from time to time carry out.</p> <p><u>Security for the open cut method works</u></p> <p>52.—(1) The undertaker must not commence any open cut method works until—</p> <p>(a) the undertaker procures that the open cut method works are secured by a bond from a bondsman first approved by National Highways, such approval not to be unreasonably withheld or delayed, to indemnify National Highways against all losses, damages, costs or expenses arising from any breach of any one or more obligations of the undertaker in respect of the exercise of the powers under this Order in respect of the open</p>	



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			<p>cut method works under the provisions of this Part of this Schedule provided that the maximum liability of the bond must not exceed the bond sum; and</p> <p>(b) the undertaker has provided the cash surety which may be utilised by National Highways in the event of the undertaker failing to meet its obligations to make payments under paragraph 49 relating to the open cut method works or to carry out works the need for which arises from a breach of one or more of the obligations of the undertaker under the provisions of this Part of this Schedule relating to the open cut method works.</p> <p>(2) Sub-paragraph 52 does not apply where the open cut method works are carried out by the relevant water undertaker pursuant to the 1991 Act.</p> <p><u>Commuted sums</u></p> <p>53.—(1) National Highways must provide to the undertaker an estimate of the commuted sum, calculated in accordance with FS Guidance S278 Commuted Lump Sum Calculation Method dated 18 January 2010 or any successor guidance, prior to the commencement of the open cut method works.</p> <p>(2) The undertaker must pay to National Highways the commuted sum within 56 days of the completion of the open cut method works.</p> <p>(3) Sub-paragraphs 53 and (2) do not apply where the open cut method works are carried out by the relevant water undertaker pursuant to the 1991 Act.</p> <p><u>Indemnification</u></p> <p>54.—(1) Subject to sub-paragraphs (2) and (3), the undertaker must indemnify National Highways from and against all costs, expenses, damages, losses and liabilities suffered by National</p>	



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			<p>Highways arising from or in connection with any claim, demand, action or proceedings resulting from damage caused by the construction, maintenance or use of the specified works.</p> <p>(2) Sub-paragraph 54 does not apply if the costs expenses liabilities and damages were caused by or arose out of the neglect or default of National Highways or its officers servants agents or contractors or any person or body for whom it is responsible.</p> <p>(3) If any person makes a claim or notifies an intention to make a claim against National Highways which may reasonably be considered likely to give rise to a liability under this paragraph then National Highways must—</p> <p>(a) as soon as reasonably practicable give the undertaker reasonable notice of any such third party claim or demand, specifying the nature of the indemnity liability in reasonable detail; and</p> <p>(b) not make any admission of liability, agreement or compromise in relation to the indemnity liability without first consulting the undertaker and considering their representations.</p> <p>(4) The undertaker acknowledges that National Highways may receive statutory compensation claims and that National Highways may not be able to comply with sub-paragraph (3) in respect of such claims.</p> <p>(5) Where National Highways considers that sub-paragraph (4) applies to any claim or demand it must give notice of that view as part of the relevant notice provided pursuant to sub-paragraph (3)(a).</p> <p>In exercising the powers conferred by this Order in relation to any highway the undertaker must have regard to the potential</p>	



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			<p>disruption of traffic which may be caused and must seek to minimise such disruption so far as is reasonably practicable.</p> <p>— Before commencing the construction of, or the carrying out of any work which involves interference with a highway, the undertaker must submit to National Highways for its approval plans relating thereto, and the works must not be carried out except in accordance with the plans submitted to, and approved by, National Highways.</p> <p>-If within 28 days after the plans have been submitted National Highways has not approved or disapproved them, it is deemed to have approved the plans as submitted.</p> <p>-Any officer of National Highways duly appointed for the purpose may at all reasonable times, on giving to the undertaker such notice as may in the circumstances be reasonable, enter upon and inspect any part of the works authorised by this Order which—</p> <p>—— is in, over or under any highway; or</p> <p>—— which may affect any highway or any property of National Highways,</p> <p>during the carrying out of the work, and the undertaker must give to such officer all reasonable facilities for such inspection and, if the officer is of the opinion that the construction of the work is attended with danger to any highway or to any property of National Highways on or under any highway, the undertaker must adopt such measures and precautions as may be reasonably practicable for the purpose of preventing any damage or injury to the highway.</p> <p>-In the construction of any part of the said works under a highway no part of it shall, except with the consent of National</p>	



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			<p>Highways, be so constructed as to interfere with the provision of proper means of drainage of the surface of the highway.</p> <p>—46. The undertaker must not alter, disturb or in any way interfere with any property of National Highways on or under any highway, or the access thereto, without the consent of the National Highways, and any alteration, diversion, replacement or reconstruction of any such property which may be necessary may be made by National Highways or the undertaker as the National Highways thinks fit, and the expense reasonably incurred by National Highways in so doing must be repaid to National Highways by the undertaker.</p> <p>The undertaker must not under the powers conferred by or under this Order without the consent of National Highways, acquire or enter upon, take or use whether temporarily or permanently or acquire any new rights over any part of any highway, including subsoil beneath the surface of any highway.</p> <p>If within 28 days after a request for consent has been submitted National Highways has not given or refused such consent, it is deemed to have consented to the request as submitted.</p> <p>—Where any part of any highway has been broken up or disturbed by the undertaker, the undertaker must make good the subsoil, foundations and surface of that part of the highway to the reasonable satisfaction of National Highways and must maintain the same to the reasonable satisfaction of National Highways for such time as may reasonably be required for the permanent reinstatement of the highway.</p> <p>The reinstatement of that part of the highway must be carried out by the undertaker to the reasonable satisfaction of National Highways in accordance with such requirements as to</p>	



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			<p>specification of material and standards of workmanship as may be prescribed for equivalent reinstatement work by regulations made under section 71 of the 1991 Act.</p> <p>-If any damage to any highway or any property of National Highways on or under any highway is caused by, or results from, the construction of any work authorised by this Order or any act or omission of the undertaker, its contractors, agents or employees whilst engaged upon such work, the undertaker must, in the case of damage to a highway, make good such damage to the reasonable satisfaction of National Highways and, where the undertaker does not make good, or in the case of damage to property of National Highways, the undertaker must pay reasonable compensation to National Highways for such damage.</p> <p>-The fact that any act or thing may have been done in accordance with plans approved by National Highways does not (if it was not attributable to the act, neglect or default of National Highways or of any person in its employment or its contractors or agents) exonerate the undertaker from any liability, or affect any claim for damages, under this Part or otherwise.</p> <p>(6) National Highways must use its reasonable endeavours to mitigate in whole or in part and to minimise any costs, expenses, loss, demands, and penalties to which the indemnity under this paragraph 48 applies. If where it is within National Highway's reasonable gift and control to do so and which expressly excludes any obligation to mitigate liability arising from third parties which is outside of National Highway's control. If reasonably requested to do so by the undertaker, National Highways must provide an explanation of how the any claim has</p>	



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			<p>been mitigated or minimised or where mitigation or minimisation is not possible an explanation as to why.</p> <p>(7) The undertaker is only liable under paragraph 48 for claims reasonably incurred by agrees to pay National Highways any sum due under this paragraph within 28 days of written demand.</p> <p>Arbitration</p> <p>55.Any difference or dispute arising between the undertaker and the relevant highway authority National Highways under this part Part of this schedule Schedule (other than in difference as to the meaning or construction of this Part of this Schedule) shall be resolved must, unless otherwise agreed in writing between the undertaker and National Highways, be determined by arbitration under in accordance with article 46 (arbitration).</p>	
Schedule 11 – Paragraph 58	Internal Drainage Board	Amendments to protective provisions made in response to comments from the King's Lynn Drainage Board (note that the protective provisions are still under negotiation)	Insert: (2) In respect of any specified work that includes the crossing of any existing culvert by Work No. 7 or 8, any plans submitted for approval under sub-paragraph (1) must locate the cables above the culvert.	Rev 2
Schedule 11 – Paragraph 60	Internal Drainage Board	Amendments to protective provisions made in response to comments from the King's Lynn	Insert: (5) If the Board intends to replace a culvert that is crossed Work No. 7 or 8, and the replacement of the culvert will reasonably require the relocation of Work No. 7 or 8 either above or below	Rev 2



Location	Request	Rationale	Summary of Change	Relevant doc version
		<p>Drainage Board (note that the protective provisions are still under negotiation)</p>	<p>the new culvert, the Board must provide the undertaker with 28 days written notice of its intention to replace the culvert and—</p> <p>(a) the undertaker must, within 28 days of receiving the notice, advise the Board of the timescale it requires to relocate Work No. 7 or 8 and the specifications for the relocated Work No. 7 or 8; and</p> <p>(b) must take all reasonable steps to relocate Work No. 7 or 8 within the timescale advised to the Board.</p> <p>Insert:</p> <p>(8) If the undertaker does not comply with the requirements set out in sub-paragraph (5)(a) within 28 days or the timescale specified under paragraph (5)(b), as applicable, the Board must not commence any works to replace the culvert within 6 metres of Work No. 7 or 8 before the matter has been determined under paragraph 65.</p>	
<p>Schedule 11 – Paragraph 67</p>	<p>Anglian Water</p>	<p>Amendments to protective provisions made in response to updated protective provisions being received from Anglian Water and minor corrections (note that the protective provisions are still under negotiation)</p>	<p>66.62. For the protection of Anglian Water, the following provisions shall, unless otherwise agreed in writing between the undertaker and Anglian Water, have effect.</p> <p>67.63. In this Part of this Schedule—</p> <p>“alternative apparatus” means alternative apparatus adequate to enable Anglian Water to fulfil its statutory functions in no less efficient a manner than previously;</p> <p>“Anglian Water” means Anglian Water Services Limited (company number 02366656);</p> <p>“apparatus” means any:</p>	<p>Rev 2</p>



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			<p>(a) works, mains, pipes or other apparatus belonging to or maintained by Anglian Water for the purposes of water supply and sewerage and;</p> <p>(b) (a) any drain or works vested in Anglian Water under The the Water Industry Act 1991;</p> <p>(c) (b) any sewer which is so vested or is the subject of a notice of intention to adopt given under section 102-(4) of The the Water Industry Act 1991 or an agreement to adopt made under section 104 of that Act;</p> <p>(d) any drainage system constructed for the purpose of reducing the volume of surface water entering any public sewer belonging to Anglian water; and</p> <p>(e) includes a sludge main, disposal main or sewer outfall and any manholes, ventilating shafts, pumps or other accessories forming part of any sewer, drain, or or works (within the meaning of section 219 of that Act) and any structure in which apparatus is or is to be lodged or which gives or will give access to apparatus;</p> <p>and in this definition, expressions and words used in this definition and defined in section 219 (general interpretation) of the Water Industry Act 1991 have the same meaning as in that Act;</p> <p>“functions” includes powers and duties;</p> <p>“in” in a context referring to apparatus or alternative apparatus in land includes a reference to apparatus or alternative apparatus under, over or upon land; and</p>	



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			<p>“plan” includes sectionsall designs, drawings, specifications and method statements., method statements, soil reports, programmes, calculations, risk assessments and other documents that are reasonably necessary properly and sufficiently to describe the works to be executed.</p> <p><u>On street apparatus</u></p> <p>68. This Part of this Schedule does not apply to apparatus in respect of which the relations between the undertaker and Anglian Water are regulated by the provisions of Part 3 of the 1991 Act.</p> <p><u>Apparatus in stopped up streets</u></p> <p>69.—(1) Where any street is stopped up under article 11 (power to alter layout, etc., of streets), where Anglian Water has apparatus in the street or accessed by virtue of the street, it has the same powers and rights in respect of that apparatus as it enjoyed immediately before the stopping up and the undertaker must grant to Anglian Water legal easements reasonably satisfactory to Anglian Water in respect of such apparatus and access to it, but nothing in this paragraph affects any right of the undertaker or of Anglian Water to require the removal of that apparatus under paragraph 72 or the power of the undertaker to carry out works under paragraph 74.</p> <p>(2) Regardless of the temporary stopping up or diversion of any highway under the powers conferred by article 13 (temporary prohibition or restriction of use of streets and</p>	



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			<p>public rights of way), Anglian Water is at liberty at all times to take all necessary access across any such stopped up highway and to execute and do all such works and things in, upon or under any such highway as may be reasonably necessary or desirable to enable it to maintain any apparatus which at the time of the stopping up or diversion was in that highway.</p>	
			<p><u>Protective works to buildings</u></p>	
			<p>70. The undertaker, in the case of the powers conferred by article 20 (protective work to buildings), must not exercise those powers so as to obstruct or render less convenient the access to any apparatus without the written consent of Anglian Water (such consent not to be unreasonably withheld or delayed).</p>	
			<p><u>Acquisition of land</u></p>	
			<p>71. Regardless of any provision in this Order or anything shown on the land plans, the undertaker must not acquire any apparatus otherwise than by agreement.</p>	
			<p><u>Removal of apparatus</u></p>	
			<p>72.—(1) If, in the exercise of the powers conferred by this Order, the undertaker acquires any interest in any land in which any apparatus is placed or requires that Anglian Water’s apparatus is relocated or diverted, that apparatus must not be removed under this Part of this Schedule, and any right of Anglian Water to</p>	



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			<p>maintain that apparatus in that land must not be extinguished, until</p> <p style="padding-left: 40px;">(a) alternative apparatus has been constructed and is in operation to the reasonable satisfaction of Anglian Water in accordance with sub-paragraphs (2) to 0; and</p> <p style="padding-left: 40px;">(b) facilities and rights have been secured for that alternative apparatus in accordance with paragraph 73.</p> <p style="padding-left: 40px;">(2) If, for the purpose of executing any works in, on or under any land purchased, held, appropriated or used under this Order, the undertaker requires the removal of any apparatus placed in that land, the undertaker must give to Anglian Water 28 days' written notice of that requirement, together with a plan of the work proposed, and of the proposed position of the alternative apparatus to be provided or constructed and in that case (or if in consequence of the exercise of any of the powers conferred by this Order an undertaker reasonably needs to remove any of its apparatus) the undertaker must, subject to sub-paragraph 0, afford to Anglian Water the necessary facilities and rights for the construction of alternative apparatus in other land of the undertaker and subsequently for the maintenance of that apparatus.</p> <p style="padding-left: 40px;">(3) If alternative apparatus or any part of such apparatus is to be constructed elsewhere than in other land of the undertaker, or the undertaker is unable to afford such facilities and rights as are</p>	



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			<p>mentioned in sub-paragraph (2) in the land in which the alternative apparatus or part of such apparatus is to be constructed Anglian Water must, on receipt of a written notice to that effect from the undertaker, as soon as reasonably possible use its best endeavours to obtain the necessary facilities and rights in the land in which the alternative apparatus is to be constructed.</p> <p>(4) Any alternative apparatus to be constructed in land of the undertaker under this Part of this Schedule must be constructed in such manner and in such line or situation as may be agreed between Anglian Water and the undertaker or in default of agreement settled by arbitration in accordance with article 46 (arbitration).</p> <p>(5) Anglian Water must, after the alternative apparatus to be provided or constructed has been agreed or settled by arbitration in accordance with article 46, and after the grant to Anglian Water of any such facilities and rights as are referred to in sub-paragraphs (2) or 0, proceed without unnecessary delay to construct and bring into operation the alternative apparatus and subsequently to remove any apparatus required by the undertaker to be removed under the provisions of this Part of this Schedule.</p> <p>(6) Regardless of anything in sub-paragraph 0, if Anglian Water gives notice in writing to the undertaker that it desires the undertaker to execute any work, or part of any work in connection with the construction or removal of apparatus in any land of the undertaker or to the extent that Anglian Water fails to proceed with that work in accordance with sub-paragraph 0 or the undertaker and Anglian Water otherwise agree, that work, instead of being</p>	



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			<p>executed by Anglian Water, must be executed by the undertaker without unnecessary delay under the superintendence, if given, and to the reasonable satisfaction of Anglian Water.</p> <p>(7) If Anglian Water fails either reasonably to approve, or to provide reasons for its failure to approve along with an indication of what would be required to make acceptable, any proposed details relating to required removal works under sub-paragraph (2) within 28 days of receiving a notice of the required works from the undertaker, then such details are deemed to have been approved. For the avoidance of doubt, any such “deemed consent” does not extend to the actual undertaking of the removal works, which shall remain the sole responsibility of Anglian Water or its contractors.</p> <p>(8) Whenever alternative apparatus is to be or is being substituted for existing apparatus, the undertaker shall, before taking or requiring any further step in such substitution works, use best endeavours to comply with Anglian Water’s reasonable requests for a reasonable period of time to enable Anglian Water to:</p> <ul style="list-style-type: none"> (a) make network contingency arrangements; or (b) bring such matters as it may consider reasonably necessary to the attention of end users of the utility in question. <p><u>Facilities and rights for alternative apparatus</u></p>	
			<p>73.—(1) Where, in accordance with the provisions of this Part of this Schedule, the undertaker affords to a utility undertaker</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>facilities and rights for the construction and maintenance in land of the undertaker of alternative apparatus in substitution for apparatus to be removed, those facilities and rights are to be granted upon such terms and conditions as may be agreed between the undertaker and Anglian Water or in default of agreement settled by arbitration in accordance with article 46 (arbitration).</p> <p><u>(2)</u> If the facilities and rights to be afforded by the undertaker in respect of any alternative apparatus, and the terms and conditions subject to which those facilities and rights are to be granted, are in the opinion of the arbitrator less favourable on the whole to Anglian Water than the facilities and rights enjoyed by it in respect of the apparatus to be removed and the terms and conditions to which those facilities and rights are subject, the arbitrator must make such provision for the payment of compensation by the undertaker to Anglian Water as appears to the arbitrator to be reasonable having regard to all the circumstances of the particular case.</p> <p><u>(3)</u> Such facilities and rights as are set out in this paragraph are deemed to include any statutory permits granted to the undertaker in respect of the apparatus in question, whether under the Environmental Permitting Regulations 2010 or other legislation.</p>	



Retained apparatus

74.—(1) Not less than 28 days before starting the execution of any works in, on or under any land purchased, held, appropriated or used under this Order that are near to, or will or may affect, any apparatus (or any means of access to it) the removal of which has not been required by the undertaker under paragraph (2), the undertaker must submit to Anglian Water a plan of the works to be executed.

~~The undertaker shall not interfere with, build over or near to any apparatus within the Order Land or execute the placing, installation, bedding, packing, removal, connection or disconnection of any apparatus, or carry out any filling around the apparatus (where the apparatus is laid in a trench) within the standard protection strips which are the strips of land falling within the following distances to either side of 64. — the medial line of any relevant apparatus;~~

- ~~(a) 2.25 metres where the diameter of the pipe is less than 150 millimetres;~~
- ~~(b) 3 metres where the diameter of the pipe is between 150 and 450 millimetres;~~
- ~~(c) 4.5 metres where the diameter of the pipe is between 450 and 750 millimetres; and~~
- ~~(d) 6 metres where the diameter of the pipe exceeds 750 millimetres;~~

~~unless otherwise agreed in writing with Anglian Water, such agreement not to be unreasonably withheld or delayed, and such provision being brought to the attention of any agent or contractor responsible for carrying out any work on behalf of the undertaker in writing.~~



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>65. The alteration, extension, removal or re-location of any apparatus shall not be implemented until—</p> <p>any requirement for any permits under the Environmental Permitting (England and Wales) Regulations 2016 or other legislation and any other associated consents are obtained by the undertaker, and any approval or agreement required from Anglian Water on alternative outfall locations as (a) a result of such re-location are approved, such approvals from Anglian Water not to be unreasonably withheld or delayed; and</p> <p><u>(2) (b) the undertaker has made the appropriate application required under the Water Industry Act 1991 together with a plan and section of the works proposed and Anglian Water has agreed all of the contractual documentation required under the Water Industry Act 1991, such agreement not to be unreasonably withheld or delayed; and such works to be carried out only in accordance with the plan, section and description submitted. Those works must be executed only in accordance with the plan submitted under sub-paragraph (1) and in accordance with such reasonable requirements as may be made in accordance with sub-paragraph 0 by Anglian Water for the alteration or otherwise for the protection of the apparatus, or for securing access to it. In the situation, where in exercise of the powers conferred by the, and Anglian Water is entitled to watch and inspect the execution of those works.</u></p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>(3) Any requirements made by Anglian Water under sub-paragraph (2) must be made within a period of 21 days beginning with the date on which a plan under sub-paragraph (1) is submitted to it.</p> <p>(4) If Anglian Water in accordance with sub-paragraph 0 and in consequence of the works proposed by the undertaker, reasonably requires the removal of any apparatus and gives written notice to the undertaker of that requirement, paragraphs 72 to 73 and 75 to 77 apply as if the removal of the apparatus had been required by the undertaker under paragraph (2).</p> <p>(5) Nothing in this paragraph precludes the undertaker from submitting at any time or from time to time, but in no case less than 28 days before commencing the execution of any works, a new plan instead of the plan previously submitted, and having done so the provisions of this paragraph apply to and in respect of the new plan.</p> <p>(6) The undertaker is not required to comply with sub-paragraph (1) in a case of emergency but in that case must give to Anglian Water notice as soon as is reasonably practicable and a plan of those works as soon as reasonably practicable subsequently and must comply with sub-paragraph (2) in so far as is reasonably practicable in the circumstances, using its reasonable endeavours to keep the impact of those emergency works on Anglian Water's apparatus, on the operation of its water and sewerage network and on end-users of the services Anglian Water provides to a minimum.</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>(7) For the purposes of sub-paragraph (1) and without prejudice to the generality of the principles set out in that sub-paragraph, works are deemed to be in land near Anglian Water's</p> <p>Order, the undertaker acquires any interest in any land in which apparatus is placed and such apparatus is to be relocated, extended, removed or altered in any way, an alteration or extension must not take place until Anglian Water has established to its reasonable satisfaction, contingency arrangements 66. in order to conduct its functions for the duration of the works to relocate, extend, remove or alter the apparatus. 67. — Regardless of any provision in this Order or anything shown on any plan, the undertaker must not acquire any apparatus otherwise than by agreement with Anglian Water, and before extinguishing any existing rights for Anglian Water to use, keep, inspect, renew and maintain its apparatus in the Order land, the undertaker shall, with the agreement of Anglian Water, create a new right to use, keep, inspect, renew and maintain the apparatus that is reasonably convenient for Anglian Water such agreement not to be unreasonably withheld or delayed, and to be subject to arbitration under article 45 (arbitration).</p> <p>68. — If in consequence of the exercise of the powers conferred by the Order the access to any apparatus is materially obstructed the undertaker shall provide such alternative means of access to such apparatus as will enable Anglian Water to maintain or use the apparatus no less effectively than was possible before such obstruction.</p> <p>69. — If in consequence of the exercise of the powers conferred by the Order, previously unmapped sewers, lateral drains or other</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>apparatus belonging to Anglian Water are identified by the undertaker, notification of the location of such assets will immediately be given to Anglian Water and afforded the same protection as other Anglian Water apparatus. apparatus (where it is a pipe) if those works fall within the following distances measured from the medial line of such apparatus:</p> <ul style="list-style-type: none"> <u>(a)</u> 4 metres where the diameter of the pipe is less than 250 millimetres; <u>(b)</u> 5 metres where the diameter of the pipe is between 250 and 400 millimetres, and <u>(c)</u> a distance to be agreed on a case by case basis and before the submission of the Plan under sub-paragraph (1) is submitted where the diameter of the pipe exceeds 400 millimetres. <p><u>Expenses and costs</u></p> <p>75.—(1) Subject to the following provisions of this paragraph, the undertaker must repay to Anglian Water all expenses reasonably incurred by Anglian Water in, or in connection with, the inspection, removal, alteration or protection of any apparatus or the construction of any new apparatus which may be required in consequence of the execution of any such works as are referred to in this Part of this Schedule.</p> <p><u>(2)</u> There must be deducted from any sum payable under subparagraph (1) the value of any apparatus removed under the provisions of this Part of this Schedule and which is not re-used</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>as part of the alternative apparatus that value being calculated after removal.</p> <p>(3) If in accordance with the provisions of this Part of this Schedule—</p> <p style="padding-left: 40px;">(a) apparatus of better type, of greater capacity or of greater dimensions is placed in substitution for existing apparatus of worse type, of smaller capacity or of smaller dimensions; or</p> <p style="padding-left: 40px;">(b) apparatus (whether existing apparatus or apparatus substituted for existing apparatus) is placed at a depth greater than the depth at which the existing apparatus was situated ,</p> <p>and the placing of apparatus of that type or capacity or of those dimensions or the placing of apparatus at that depth, as the case may be, is not agreed by the undertaker or, in default of agreement, is not determined by arbitration in accordance with article xx54 (arbitration) to be necessary, then, if such placing involves cost in the construction of works under this Part of this Schedule exceeding that which would have been involved if the apparatus placed had been of the existing type, capacity or dimensions, or at the existing depth, as the case may be, the amount which apart from this sub-paragraph would be payable to Anglian Water by virtue of subparagraph (1) must be reduced by the amount of that excess.</p> <p>(4) For the purposes of sub-paragraph 0—</p> <p style="padding-left: 40px;">(c) an extension of apparatus to a length greater than the length of existing apparatus is not to be treated as a</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>placing of apparatus of greater dimensions than those of the existing apparatus; and</p> <p>(d) where the provision of a joint in a pipe or cable is agreed, or is determined to be necessary, the consequential provision of a jointing chamber or of a manhole is to be treated as if it also had been agreed or had been so determined.</p> <p>76.70. If for any—(1) Subject to sub-paragraphs (2) and 0, if by reason or in consequence of the construction of any of the such works referred to in paragraphs 65 to 67 and 69 above 70 or 72(2), or by reason of any subsidence resulting from such development or works, any damage is caused to any apparatus or alternative apparatus (other than apparatus the repair of which is not reasonably necessary in view of its intended removal for the purposes of those works) or property of Anglian Water, or there is any interruption in any service provided, or in the supply of any goods, by Anglian Water, the undertaker shall, must—</p> <p>(a) bear and pay the cost reasonably incurred by Anglian Water in making good any such damage or restoring the supply; and</p> <p>(b) make reasonable compensation to Anglian Water for any other expenses, loss, damages, penalty or costs incurred by Anglian Water;,</p> <p>by reason or in consequence of any such damage or interruption.</p> <p>(2) The fact that any act or thing may have been done by Anglian Water on behalf of the undertaker or in accordance with a plan approved by Anglian Water or in accordance with any</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>requirement of Anglian Water or under its supervision does not, subject to sub-paragraph 0, excuse the undertaker from liability under the provisions of sub-paragraph (1) unless Anglian Water fails to carry out and execute the works properly with due care and attention and in a skilful and professional like manner or in a manner that does not accord with the approved plan.</p> <p>(3) Nothing in sub-paragraph (1) imposes any liability on the undertaker with respect to any damage or interruption to the extent that it is attributable to the unlawful or unreasonable act, neglect or default of Anglian Water, its officers, servants, contractors or agents.</p> <p>(4) Anglian Water must give the undertaker reasonable notice of any such claim or demand and no settlement or compromise is to be made, without the consent of the undertaker (such consent not to be unreasonably withheld or delayed) who, if withholding such consent, has the sole conduct of any settlement or compromise or of any proceedings necessary to resist the claim or demand.</p> <p><u>Cooperation</u></p>	
			<p>77. Where in consequence of the proposed construction of any of the authorised development, the undertaker or Anglian Water requires the removal of apparatus under paragraph 72(2) or Anglian Water makes requirements for the protection or alteration of apparatus under paragraph 74 , the undertaker must use all reasonable endeavours to co-ordinate the execution of the works in the interests of safety and the efficient and economic execution of the authorised development and taking into account the need to ensure the safe and efficient operation of Anglian Water's</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>undertaking, using existing processes where requested by Anglian Water, provided it is appropriate to do so, and Anglian Water must use all reasonable endeavours to co-operate with the undertaker for that purpose.</p> <p>78. Where the undertaker identifies any apparatus which may belong to or be maintainable by Anglian Water but which does not appear on any statutory map kept for the purpose by Anglian Water, it shall inform Anglian Water of the existence and location of the apparatus as soon as reasonably practicable.</p> <p>79. Nothing in this Part of this Schedule affects the provisions of any enactment or agreement regulating the relations between the undertaker and Anglian Water in respect of any apparatus laid or erected in land belonging to the undertaker on the date on which this Order is made.</p> <p>80. The undertaker and Anglian Water may by written agreement substitute any period of time for those periods set out in this Part of this Schedule.</p> <p>71. — To the extent (but not greater) that Anglian Water has not used its reasonable endeavours to mitigate and minimise in whole or in part any costs, expenses, loss, demands, and penalties to which the provisions of this Part apply, that amount of such costs, expenses, loss, demands and penalties shall not be recoverable from the undertaker. If requested to do so by the undertaker, Anglian Water shall provide an explanation of how any claim has been minimised. The undertaker shall only be liable under paragraph 70 for claims reasonably incurred by Anglian Water.</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version												
Schedule 12 – Paragraph 1	Applicant	Correction	Interpretation of Schedule 12 1. In this Schedule—	Rev 2												
Schedule 12 – Paragraph 2	Relevant Planning Authorities	Correction	2.—(1) Where an application has been made to the relevant authority for any consent, agreement or approval required by a requirement (including consent, agreement or approval in respect of part of a requirement) the relevant authority must give notice to the undertaker of their decision on the application within a period of nine (9) weeks beginning with— (a) the day immediately following that on which the application is received by the authority; (b) the day immediately following that on which further information has been supplied by the undertaker under subparagraph (2); or (c) such longer period as may be agreed in writing by the undertaker and the relevant authority whichever is the latest.	Rev 2												
Schedule 13 – Documents and plans to be certified – Table 10	Applicant	Consequential amendments as a result of new definitions in Article 2 and Deadline 1 submissions. The carbon capture and export readiness reserve space plan will be submitted at Deadline 2.	<table border="1"> <thead> <tr> <th>(1) <i>Document name</i></th> <th>(2) <i>Document reference</i></th> <th>(3) <i>Revision number</i></th> <th>(4) <i>Date</i></th> </tr> </thead> <tbody> <tr> <td>access and public rights of way plans</td> <td>2.4</td> <td>12</td> <td>June 2022-March 2023</td> </tr> <tr> <td>book of reference</td> <td>4.1</td> <td>13</td> <td>June 2022-March 2023</td> </tr> </tbody> </table>	(1) <i>Document name</i>	(2) <i>Document reference</i>	(3) <i>Revision number</i>	(4) <i>Date</i>	access and public rights of way plans	2.4	12	June 2022-March 2023	book of reference	4.1	13	June 2022-March 2023	Rev 2
(1) <i>Document name</i>	(2) <i>Document reference</i>	(3) <i>Revision number</i>	(4) <i>Date</i>													
access and public rights of way plans	2.4	12	June 2022-March 2023													
book of reference	4.1	13	June 2022-March 2023													



Location	Request	Rationale	Summary of Change			Relevant doc version
	carbon capture and export readiness reserve space plan					
	combined heat and power statement	7.6	1		June 2022	
	design and access statement	7.5	1		June 2022	
	environmental statement	6.1, 6.2	1		June 2022	
	environmental statement figures	6.3	42		June 2022 March 2023	
	environmental statement appendices	6.4	42		June 2022 March 2023	
	flood risk assessment	6.4 (ES Appendix 12A)	1		June 2022	
	land plans	2.2	42		June 2022 March 2023	
	outline construction environmental management plan	7.12	42		June 2022 March 2023	
	outline construction traffic	6.4 (ES Appendix 6A)	42		June 2022 March 2023	



Location	Request	Rationale	Summary of Change	Relevant doc version
	management plan			
	outline drainage strategy	6.4 (ES Appendix 12F)	42	June 2022 March 2023
	outline employment and skills strategy	7.8	1	June 2022
	outline fire prevention plan	7.10	1	June 2022
	outline flood emergency management plan	7.9	42	June 2022 March 2023
	outline landscape and ecology strategy	6.3 (ES Figure 3.14)	1	June 2022
	outline landscape and ecology management plan	7.7	1	June 2022
	outline lighting strategy	6.4 (ES Appendix 3B)	1	June 2022
	Outline local air quality monitoring strategy	9.21	1	March 2023
	outline odour management plan	7.11	42	June 2022 March 2023



Location	Request	Rationale	Summary of Change	Relevant doc version			
			operational noise management plan	6.4 (ES Appendix 7D)	42	June 2022 March 2023	
			outline operational traffic management plan	7.15	42	June 2022 March 2023	
			outline operational travel plan	6.4 (ES Appendix 6C)	1	June 2022	
			works plans	2.3	1	June 2022	
Schedule 15 – Paragraph 1	Applicant	Correction	1.—(1) The primary objective of these Arbitration Rules is to achieve a fair, impartial, final and binding award on the substantive difference between the parties (save as to costs) within 4 months from the date the arbitrator is appointed pursuant to article 46 45 of the Order .				Rev 2
Deadline 3 (25 April 2023)							
Article 2 – Interpretation	Applicant	Removed at the request of the Environment Agency	the	the	“flood risk activity” has the same meaning as in the Environmental Permitting (England and Wales) Regulations 2016(a);		Rev 3
Article 2 – Interpretation	Applicant	New definition required as a consequence of amendments	definition as a consequence of amendments	to	“outline biodiversity net gain strategy” means the document of that name identified in in Table 10 of Schedule 13 and which is certified by the Secretary of State as the outline biodiversity net gain strategy for the purposes of this Order;		Rev 3



Location	Request	Rationale	Summary of Change	Relevant doc version
		Requirement 6 to demonstrate the Applicant's commitment to biodiversity net gain for the authorised development		
Article 2 – Applicant Interpretation	Applicant	New definition required as a consequence of amendments to Requirement 28 in relation to the decommissioning of the authorised development	“outline decommissioning plan” means the document of that name identified in Table 10 of Schedule 13 and which is certified by the Secretary of State as the outline decommissioning plan for the purposes of this Order;	Rev 3
Article 6 – Disapplication of legislative provisions	Environment Agency	Removed at the request of the Environment Agency	6.—(1) The following provisions do not apply in relation to the construction of any work or the carrying out of any operation required for the purposes of, or in connection with, the construction, operation or maintenance of any part of the authorised development— (a) section 24 (restriction on abstraction) of the Water Resources Act 1991(a); (b) the provisions of any byelaws made under, or having effect as if made under, paragraphs 5, 6 or 6A of Schedule 25 to the Water Resources Act 1991; (c) section 23 of the Land Drainage Act 1991 (prohibition of obstructions etc. in watercourses);	Rev 3



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>(d) the provisions of any byelaws made under section 66 of the Land Drainage Act 1991 (powers to make byelaws); and</p> <p>(e) the provisions of the Neighbourhood Planning Act 2017(b) insofar as they relate to temporary possession of land under articles 31 (temporary use of land for carrying out the authorised development) and 32 (temporary use of land for maintaining the authorised development) of this Order.</p> <p>(2) Regulation 12 (requirement for environmental permit) of the Environmental Permitting (England and Wales) Regulations 2016 does not apply in respect of any flood risk activity carried out under the powers conferred by this order.</p>	
Article 9(2)	ExA	Correction	<p>(2) The provisions are—</p> <p>(a) article 23 (compulsory acquisition of land);</p> <p>(b) article 25 (compulsory acquisition of rights and imposition of restrictive covenants);</p> <p>(c) article 26 (acquisition of subsoil only);</p> <p>(d) article 27 (private rights);</p> <p>(e) article 28 (power to override easements and other rights);</p> <p>(e)(f) article 31 (rights under or over streets);</p> <p>(f)(g) article 32 (temporary use of land for carrying out the authorised development);</p> <p>(g)(h) article 33 (temporary use of land for maintaining the authorised development); and</p> <p>(h)(i) article 34 (statutory undertakers).</p>	Rev 3
Article 17 – Applicant Traffic regulation measures	– Applicant	Clarification is as a result of discussions between the Applicant and CCC	17.—(1) Subject to the provisions of this article and the consent of the traffic authority in whose area the road concerned is situated, the undertaker may, in so far as may be expedient or necessary for the purposes of or in connection, or in consequence	Rev 3



Location	Request	Rationale	Summary of Change	Relevant doc version
		relating to the proposal to reduce the speed limit on New Bridge Lane.	<p>of, with the construction, maintenance and operation of the authorised development—</p> <p>(a) permit, prohibit or restrict the stopping, parking, waiting, loading or unloading of vehicles on any road;</p> <p>(b) make provision as to the direction or priority of vehicular traffic on any road;</p> <p>(c) permit, prohibit or restrict the use of any road;</p> <p>(d) permit, prohibit or restrict vehicular access to any road; and</p> <p>(e) revoke, amend or suspend in whole or in part any order made, or having effect as if made under the 1984 Act; and</p> <p>(f) determine that no person is to drive any motor vehicle at a speed exceeding 30 miles per hour along the length of road known as New Bridge Lane and shown coloured blue on the access and public rights of way plans,</p> <p>either at all times or at times, on days or during such periods as may be specified by the undertaker.</p> <p>(2) The undertaker must not exercise the powers under paragraph (1) of this article unless it has—</p> <p>(a) given not less than four weeks' notice in writing of its intention so to do to the traffic authority in whose area the road is situated; and</p> <p>(b) advertised its intention in such manner as the traffic authority may specify in writing within seven days of its receipt of notice of the undertaker's intention in the case of sub-paragraph (a).</p> <p>(3) Any prohibition, restriction or other provision made by the undertaker under article 13 (temporary prohibition or restriction of use of streets and public rights of way) or paragraph (1) of this article has effect as if duly made by, as the case may be—</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>(a) the traffic authority in whose area the road is situated as a traffic regulation order under the 1984 Act; or</p> <p>(b) the local authority in whose area the road is situated as an order under section 32 (power of local authorities to provide parking places) of the 1984 Act, and the instrument by which it is effected is deemed to be a traffic order for the purposes of Schedule 7 to the Traffic Management Act 2004 (road traffic contraventions subject to civil enforcement)().</p> <p>(4) No speed limit imposed by or under this Order applies to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011 when used in accordance with regulation 3(5) of those regulations.</p> <p>(4)(5) In this article—</p> <p>(a) subject to sub-paragraph (b) expressions used in this article and in the 1984 Act have the same meaning; and</p> <p>(b) a “road” means a road that is a public highway maintained by and at the expense of the traffic authority.</p>	
Signature block	Applicant	Updated to reflect the change of Government department name	Secretary of State for Business, Energy and Industrial Strategy Energy Security and Net Zero Address Title Date Department for Business, Energy and Industrial Strategy Energy Security and Net Zero	Rev 3



Location	Request	Rationale	Summary of Change	Relevant doc version
Schedule 1 – Authorised Development	Applicant	Clarification	In the County of Cambridgeshire Work No. 10 – comprising associated development, being an acoustic fence.	Rev 3
Schedule 2 – Requirements – Paragraph 3	CCC	Amended to ensure the minimum chimney height is secured as an Air Quality mitigation measure	3. The elements of the authorised development listed in column (1) of the table Table 11 in Schedule 14 (design parameters) must not exceed the maximum and minimum dimensions and levels set out in relation to that element in columns (3) to (5 6) of that table.	Rev 3
Schedule 3 – Requirements Paragraph 6	Applicant	Amendment to reflect the submission of an outline biodiversity net gain strategy in response to comments made by the host authorities and other stakeholders	6.—(1) No part of the authorised development may commence until a biodiversity net gain strategy has been submitted to and approved by the relevant planning authority, in consultation with the relevant statutory nature conservation body. (2) The biodiversity net gain strategy must be substantially in accordance with the outline biodiversity net gain strategy. (3) The biodiversity net gain strategy must be implemented as approved under sub-paragraph (1).	Rev 3
Schedule 2 – Requirements – Paragraph 7	Cambridge shire County Council	Clarification requested during ISH2	Highway works access 7.—(1) Construction of any new permanent or temporary means of access to a highway, or alteration of an existing means of access to a highway, or other works to alter the layout of a highway , must not commence until an access a plan for that	Rev 3



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>access or other work has been submitted to and approved by the relevant highway authority.</p> <p>(2) No part of Work No. 4A or 4B may commence until written details of the access improvements for that Work No. have been submitted to and approved by the relevant planning highway authority.</p> <p>(3) No part of Work No. 4B may commence until written details for that Work No. have been submitted to and approved by the relevant planning authority in consultation with the relevant highway authority.</p> <p>(3) (4) Any new permanent or temporary means of access to a highway, or alteration of an existing means of access to a highway, or other works to alter the layout of a highway The highway accesses must be constructed or altered in accordance with the approved details approved pursuant to sub-paragraph (1).</p> <p>(5) Work No. 4A must be constructed in accordance with the details approved pursuant to sub-paragraph (2).</p> <p>(6) Work No. 4B must be constructed in accordance with the details approved pursuant to sub-paragraph (3).</p>	
Schedule 2 – Requirements – Paragraph 8 - Drainage Strategy	Environment Agency	Added requirement that the EA be consulted by the relevant planning authority in respect	8.—(1) No part of Work No. 1, 1A, 1B, 2A, 2B, 4A, 4B, 6A, 6B and 9 may commence until written details of the drainage strategy for that Work No. has been submitted to and approved	



Location	Request	Rationale	Summary of Change	Relevant doc version
		of management plans that fall within the scope of the EA's remit	<p>by the relevant planning authority in consultation with Anglian Water in respect of any discharge to a public sewer.</p> <p>(2) The written details submitted for approval must be substantially in accordance with the outline drainage strategy.</p> <p>(3) The relevant planning authority must consult with Anglian Water in respect of any discharge to a public sewer before approving any drainage strategy submitted under sub-paragraph (1).</p> <p>(4) The relevant planning authority must consult with the Environment Agency before approving any drainage strategy submitted under sub-paragraph (1).</p> <p>(3)(5) The drainage strategy must be implemented as approved under sub-paragraph (1).</p>	
Schedule 2 – Requirements – Paragraph 9 – Contamination and Groundwater	Environment Agency	Added requirement that the EA be consulted by the relevant planning authority in respect of management plans that fall within the scope of the EA's remit	<p>9.—(1) No part of the authorised development may commence until a scheme (which may be included in the construction environmental management plan to be submitted under requirement 10) to deal with the contamination of any land (including groundwater) for that part, which is likely to cause significant harm to persons or significant pollution of controlled waters or the environment has been submitted to and approved in writing by the relevant planning authority.</p> <p>(2) The scheme must include an investigation and assessment report, prepared by a specialist consultant, to identify the extent of any contamination and any remedial measures to be taken to render the land fit for its intended purpose, together with a</p>	Rev 3



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>management plan which sets out long-term measures with respect to any contaminants remaining on the site.</p> <p>(3) The relevant planning authority must consult with the Environment Agency before approving a scheme under subparagraph (1).</p> <p>(4) Any remedial measures must be carried out in accordance with the approved scheme.</p>	
Schedule 2 – Requirements – Paragraph 10 – Construction Environmental Management Plan	Environment Agency	Added requirement that the EA be consulted by the relevant planning authority in respect of management plans that fall within the scope of the EA's remit	<p>10.—(1) No part of the authorised development may commence until a construction environmental management plan for that part has been submitted to and approved by the relevant planning authority.</p> <p>(2) The construction environmental management plan submitted for approval must be substantially in accordance with the outline construction environmental management plan.</p> <p>(3) The relevant planning authority must consult with the Environment Agency before approving the construction environmental management plan.</p> <p>(2)(4) All construction works associated with the authorised development must be undertaken in accordance with the approved construction environmental management plan unless otherwise agreed with the relevant planning authority.</p>	Rev 3
Schedule 2 – Requirements	Environment Agency	Added requirement that the EA be	<p>13.—(1) Prior to the date of final commissioning, a flood emergency management plan for Work Nos. 1, 1A, 1B, 2A, 2B</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
– Paragraph 13 – Flood emergency management plan		consulted by the relevant planning authority in respect of management plans that fall within the scope of the EA's remit	<p>and 9 must be submitted to the relevant planning authority for approval.</p> <p>(2) The flood emergency management plan for Work Nos. 1, 1A, 1B, 2A and 2B submitted for approval must be substantially in accordance with the outline flood emergency management plan.</p> <p>(3) The flood emergency management plan for Work No. 9 submitted for approval must be substantially in accordance with the outline Walsoken Substation flood emergency management plan.</p> <p>(4) The relevant planning authority must consult with the Environment Agency before approving any flood emergency management plan submitted under sub-paragraph (1).</p> <p>(4)(5) The flood emergency management plans submitted and approved under sub-paragraph (1) must be implemented as approved and remain in place throughout the operation of the authorised development unless otherwise agreed by the relevant planning authority.</p>	
Schedule 2 – Requirements – Paragraph 14 – Waste hierarchy scheme	Environment Agency	Added requirement that the EA be consulted by the relevant planning authority in respect of management plans that fall within	14.—(1) Prior to the date of final commissioning, the undertaker must submit to the relevant planning authority for approval a scheme, which sets out arrangements for maintenance of the waste hierarchy and which aims to minimise recyclable and reusable waste received at the authorised development during the commissioning and operational period of the authorised development (the “waste hierarchy scheme”).	



Location	Request	Rationale	Summary of Change	Relevant doc version
		the scope of the EA's remit	<p>(2) The waste hierarchy scheme must include details of—</p> <ul style="list-style-type: none"> (a) how waste transfer notes and weighbridge data detailing the sources of the residual waste will be collected and retained; (b) the types of waste and permitted EWC codes to be accepted at the authorised development as specified by the Environmental Permit; (c) how waste delivered to the authorised development will be checked to ensure compliance with the permitted EWC codes; (d) arrangements for ensuring that commercial suppliers deliver only those EWC codes which are permitted; and (e) records are to be kept for the purposes of demonstrating compliance with the waste hierarchy scheme and for allowing inspection of such records by the relevant planning authority. <p>(3) The relevant planning authority must consult with the Environment Agency before approving any scheme submitted under sub-paragraph (1).</p> <p>(3)(4) The waste hierarchy scheme must be implemented as approved under sub-paragraph (1).</p>	
Schedule 2 – Requirements – Paragraph 16 – Odour	Environment Agency	Added requirement that the EA be consulted by the relevant planning authority in respect	16.—(1) Prior to commissioning of any part of Work No. 1, an odour management plan must be submitted to the relevant planning authority for approval. The odour management plan	Rev 3



Location	Request	Rationale	Summary of Change	Relevant doc version
management plan		of management plans that fall within the scope of the EA's remit	<p>submitted for approval must be substantially in accordance with the outline odour management plan.</p> <p>(2) The relevant planning authority must consult with the Environment Agency before approving the odour management plan.</p> <p>(3) The odour management plan must be implemented as approved under sub-paragraph (1).</p>	
Schedule 2 – Requirement 18 – Lighting Strategy	Applicant	Correction	<p>18.—(1) Prior to the installation of any permanent lighting for the authorised development, a written scheme for the management and mitigation of artificial light emissions for that part of the authorised development has been must be submitted to and approved by the relevant planning authority. The lighting strategy submitted for approval must be substantially in accordance with the outline lighting strategy.</p>	Rev 3
Schedule 2 – Requirement 19 – Noise Management	Borough Council of Kings Lynn and West Norfolk and Environment Agency	<p>Amended to require an operational noise management plan to be approved prior to the commencements of works at the Walsoken Substation.</p> <p>Added requirement that the EA be</p>	<p>(4) Prior to the date of final commissioning of any part of Work No. 1, 1A, 2A, and 2B and 9(a), an operational noise management plan for that part must be submitted to and approved by the relevant planning authority. The operational noise management plan submitted for approval must be substantially in accordance with the outline operational noise management plan.</p> <p>19.—(1) No part of Work No. 4A may commence until the residential use at plot numbers 11/4a and 11/4b shown on the</p>	Rev 3



Location	Request	Rationale	Summary of Change	Relevant doc version
		consulted by the relevant planning authority in respect of management plans that fall within the scope of the EA's remit	<p>land plans and described in the book of reference has ceased unless otherwise agreed by the relevant planning authority.</p> <p>(2) Plot numbers 11/4a and 11/4b shown on the land plans and described in the book of reference must not be used for residential purposes until the authorised development has been decommissioned in accordance with requirement 28 unless otherwise agreed by the relevant planning authority.</p> <p>(3) No part of Work No. 4A may commence until Work No. 10 has been constructed. Work No. 10 must be maintained until the authorised development has been decommissioned in accordance with requirement 28 unless otherwise agreed by the relevant planning authority.</p> <p>(4) Prior to the date of final commissioning of any part of Work No. 1, 1A, 2A, and 2B and 9(a), an operational noise management plan for that part must be submitted to and approved by the relevant planning authority.</p> <p>(5) The operational noise management plan submitted for approval must be substantially in accordance with the outline operational noise management plan.</p> <p>(6) The relevant planning authority must consult with the Environment Agency before approving the operational noise management plan.</p> <p>(5) (7) The operational noise management plan must be implemented as approved under sub-paragraph (4).</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
Schedule 2 – Requirements – Paragraph 16 – Odour management plan	Environment Agency	Added requirement that the EA be consulted by the relevant planning authority in respect of management plans that fall within the scope of the EA's remit	<p>25.—(1) No later than the date that is 18 months after the date of final commissioning, the undertaker must submit to the relevant planning authority for its approval a report (“the CHP review”) updating the CHP assessment.</p> <p>(2) The CHP review submitted must—</p> <p>(a) consider the opportunities that reasonably exist for the export of heat from Work No. 3, 3A and 3B at the time of submission of the CHP review; and</p> <p>(b) include a list of actions (if any) that the undertaker is reasonably and practicably able to take (without material additional cost to the undertaker) to increase the potential for the export of heat from Work No. 3, 3A and 3B.</p> <p>(3) The undertaker must take such actions as are included, within the timescales specified, in the approved CHP review.</p> <p>(4) The relevant planning authority must consult with the Environment Agency before approving any CHP review.</p> <p>(4) (5) On each date (or the first date thereafter which is a working day) during the operation of Work No. 1 that is five years after the date on which it last submitted the CHP review or a revised CHP review to the relevant planning authority, the undertaker must submit to the relevant planning authority for its approval a revised CHP review.</p> <p>(5) (6) Sub-paragraphs (2) and (3) to (4) apply in relation to a revised CHP review submitted under sub-paragraph (4) (5) in</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version						
			the same way as they apply in relation to the CHP review submitted under sub-paragraph (5) (6).							
Schedule 2 – Requirements – Paragraph 27 – Local air quality monitoring strategy	Cambridge shire County council at ISH2	Amended at the request of CCC.	27.—(1) Prior to the date of final commissioning commencement of the authorised development , a local air quality monitoring strategy must be submitted to the relevant planning authority for approval. The local air quality monitoring strategy submitted for approval must be substantially in accordance with the outline local air quality monitoring strategy.	Rev 3						
Schedule 2 – Requirements – Paragraph 28 – Decommissioning	Applicant	Amendment to reflect that the Applicant will submit an outline decommissioning plan at Deadline 4 in response to comments made by the host authorities and other stakeholders	28.—(1) Within 24 months of the permanent cessation of the commercial operation of the authorised development, the undertaker must submit to the relevant planning authority for its approval a decommissioning plan for Work Nos. 1, 1A, 1B, 2A, 2B and 9, including a timetable for its implementation and a decommissioning environmental management plan . (2) The decommissioning plan submitted for approval must be substantially in accordance with the outline decommissioning plan. (3) The plan submitted to and approved under sub-paragraph (1) must be implemented as approved unless otherwise agreed with the relevant planning authority.	Rev 3						
Schedule 3 – Streets subject to street works	CCC	Clarification	<table border="1"> <thead> <tr> <th>(1) Area</th> <th>(2) Street subject to alteration of layout</th> <th>(3) Description of alteration</th> </tr> </thead> <tbody> <tr> <td>In the County of Cambridgeshire and</td> <td>A47 (public highway)</td> <td>Temporary alteration of layout to the extent of the A47 coloured light purple on</td> </tr> </tbody> </table>	(1) Area	(2) Street subject to alteration of layout	(3) Description of alteration	In the County of Cambridgeshire and	A47 (public highway)	Temporary alteration of layout to the extent of the A47 coloured light purple on	Rev 3
(1) Area	(2) Street subject to alteration of layout	(3) Description of alteration								
In the County of Cambridgeshire and	A47 (public highway)	Temporary alteration of layout to the extent of the A47 coloured light purple on								



Location	Request	Rationale	Summary of Change			Relevant doc version
			the County of Norfolk In the County of Norfolk	Broadend Road (public highway)	the access and public rights of way plan Temporary alteration of layout to the extent of Broadend Road coloured light green on the access and public rights of way plan	
			In the County of Norfolk	Elm High Road (public highway)	Temporary alteration of layout to the extent of Elm High Road coloured turquoise on the access and public rights of way plan	
			In the County of Cambridgeshire	New Bridge Lane (public highway)	Temporary alteration of layout to the extent of New Bridge Lane coloured blue on the access and public rights of way plan	
			In the County of Cambridgeshire	New Drove (public highway)	Temporary alteration of layout to the extent of New Drove coloured dark green on the access and public rights of way plan	
			In the County of Cambridgeshire	Weasenham Lane (public highway)	Temporary alteration of the layout to the extent of Weasenham Lane coloured red on the access and public rights of way plan	
Schedule 4 – CCC Streets subject to	CCC	Clarification	(1) Area	(2)	(3) Description of alteration	Rev 3



Location	Request	Rationale	Summary of Change	Relevant doc version
permanent alteration of layout		<i>Street subject to alteration of layout</i>		
	In the County of Cambridgeshire	Algores Way (private street)	Permanent alteration of layout to the extent of Algores Way coloured yellow on the access and public rights of way plan including carriageway and footway widening and highway alteration works	
	In the County of Cambridgeshire	Cromwell Road (public highway)	Permanent alteration of layout to the extent of Cromwell Road coloured pink on the access and public rights of way plan including carriageway and footway widening and highway alteration works	
	In the County of Cambridgeshire	New Bridge Lane (public highway)	Permanent alteration of layout to the extent of New Bridge Lane coloured blue on the access and public rights of way plan including carriageway and footway widening and highway alteration works	
	In the County of Cambridgeshire	Salters Way (public highway)	Permanent alteration of layout to the extent of Salters Way coloured dark purple on the access and public rights of way plan including carriageway and	



Location	Request	Rationale	Summary of Change			Relevant doc version
					footway widening and highway alteration works	
Schedule 5 – CCC Streets subject to temporary alteration of layout	CCC	Clarification	(1) <i>Area</i>	(2) <i>Street subject to alteration of layout</i>	(3) <i>Description of alteration</i>	Rev 3
			In the County of Cambridgeshire and the County of Norfolk	A47 (public highway)	Temporary alteration of layout to the extent of the A47 coloured light purple on the access and public rights of way plan	
			In the County of Norfolk	Broadend Road (public highway)	Temporary alteration of layout to the extent of Broadend Road coloured light green on the access and public rights of way plan	
			In the County of Norfolk	Elm High Road (public highway)	Temporary alteration of layout to the extent of Elm High Road coloured turquoise on the access and public rights of way plan	
			In the County of Cambridgeshire	New Bridge Lane (public highway)	Temporary alteration of layout to the extent of New Bridge Lane coloured blue on the access and public rights of way plan	
			In the County of Cambridgeshire	New Drove (public highway)	Temporary alteration of layout to the extent of New Drove coloured dark green	



Location	Request	Rationale	Summary of Change	Relevant doc version								
			<table border="1"> <tr> <td></td> <td></td> <td>on the access and public rights of way plan</td> </tr> <tr> <td>In the County of Cambridgeshire</td> <td>Weasenham Lane (public highway)</td> <td>Temporary alteration of the layout to the extent of Weasenham Lane coloured red on the access and public rights of way plan</td> </tr> </table>			on the access and public rights of way plan	In the County of Cambridgeshire	Weasenham Lane (public highway)	Temporary alteration of the layout to the extent of Weasenham Lane coloured red on the access and public rights of way plan			
		on the access and public rights of way plan										
In the County of Cambridgeshire	Weasenham Lane (public highway)	Temporary alteration of the layout to the extent of Weasenham Lane coloured red on the access and public rights of way plan										
Schedule 6 – CCC Streets subject to street works – Table 4	Clarification	<table border="1"> <thead> <tr> <th data-bbox="940 621 1047 678">(1) Location</th> <th data-bbox="1209 621 1283 678">(2) Street</th> <th data-bbox="1377 621 1696 711">(3) Description of relevant part of access</th> </tr> </thead> <tbody> <tr> <td data-bbox="873 719 1066 776">In the County of Cambridgeshire</td> <td data-bbox="1146 719 1346 776">New Bridge Lane (public highway)</td> <td data-bbox="1377 719 1696 954">Access to the area shown coloured orange and marked A8 on sheet 1 of the access and public rights of way plan to the extent that such access is or will be located within the public highway</td> </tr> <tr> <td data-bbox="873 963 1066 1019">In the County of Cambridgeshire</td> <td data-bbox="1146 963 1346 1019">New Bridge Lane (public highway)</td> <td data-bbox="1377 963 1696 1198">Access to the area shown coloured orange and marked A6 on sheet 1 of the access and public rights of way plan to the extent that such access is or will be located within the public highway.</td> </tr> </tbody> </table>	(1) Location	(2) Street	(3) Description of relevant part of access	In the County of Cambridgeshire	New Bridge Lane (public highway)	Access to the area shown coloured orange and marked A8 on sheet 1 of the access and public rights of way plan to the extent that such access is or will be located within the public highway	In the County of Cambridgeshire	New Bridge Lane (public highway)	Access to the area shown coloured orange and marked A6 on sheet 1 of the access and public rights of way plan to the extent that such access is or will be located within the public highway.	Rev 3
		(1) Location	(2) Street	(3) Description of relevant part of access								
		In the County of Cambridgeshire	New Bridge Lane (public highway)	Access to the area shown coloured orange and marked A8 on sheet 1 of the access and public rights of way plan to the extent that such access is or will be located within the public highway								
In the County of Cambridgeshire	New Bridge Lane (public highway)	Access to the area shown coloured orange and marked A6 on sheet 1 of the access and public rights of way plan to the extent that such access is or will be located within the public highway.										



Location	Request	Rationale	Summary of Change			Relevant doc version
			In the County of Cambridgeshire	New Bridge Lane (public highway)	Access to the area shown coloured orange and marked A7 on sheet 1 of the access and public rights of way plan to the extent that such access is or will be located within the public highway	
Schedule 6 – CCC Streets subject to street works – Table 5	CCC	Clarification	(1) Location	(2) Street	(3) Description of relevant part of access	Rev 3
			In the County of Cambridgeshire	Algores Way (private street)	Access to the area shown coloured yellow between the area shown coloured orange and marked A3 to the extent that such access is or will be located outside the public highway and the area shown coloured orange and marked A5 on sheet 1 of the access and public rights of way plan	
			In the County of Cambridgeshire	Algores Way (private street)	Access to the area shown coloured orange and marked A4 on sheet 1 of the access and public rights of way plan	



Location	Request	Rationale	Summary of Change			Relevant doc version
			In the County of Cambridgeshire	New Bridge Lane (public highway)	Access to the area shown coloured orange and marked A6 on sheet 1 of the access and public rights of way plan to the extent that such access is or will be located outside of the public highway	
			In the County of Cambridgeshire	New Bridge Lane (public highway)	Access to the area shown coloured orange and marked A7 on sheet 1 of the access and public rights of way plan to the extent that such access is or will be located outside of the public highway	
			In the County of Cambridgeshire	New Bridge Lane (public highway)	Access to the area shown coloured orange and marked A8 on sheet 1 of the access and public rights of way plan to the extent that such access is or will be located outside of the public highway	
Schedule 6 – CCC Streets subject to street works – Table 6		Clarification	(1) <i>Location</i>	(2) <i>Street</i>	(3) <i>Description of relevant part of access</i>	Rev 3
			In the County of Cambridgeshire	Weasenham Lane (public highway)	Access to the area shown coloured orange and marked A1 on sheet 2 of the access and public rights of way plan	



Location	Request	Rationale	Summary of Change	Relevant doc version
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In the County of Cambridgeshire	Weasenham Lane (public highway)	Access to the area shown coloured orange and marked A2 on sheet 2 of the access and public rights of way plan	
In the County of Cambridgeshire	New Bridge Lane (public highway)	Access to the area shown coloured orange and marked A9 on sheet 1 of the access and public rights of way plan	
In the County of Cambridgeshire	New Drove (public highway)	Access to the area shown coloured orange and marked A10 on sheet 1 of the access and public rights of way plan	
In the County of Cambridgeshire	New Bridge Lane (public highway)	Access to the area shown coloured orange and marked A11 on sheet 1 of the access and public rights of way plan	
In the County of Norfolk	Broadend Road (public highway)	Access to the area shown coloured orange and marked A12 on sheet 4 of the access and public rights of way plan	

<p>Schedule 7 – Applicant Temporary prohibition or restriction of the use of streets or</p>	Correction	<p>Heading: TEMPORARY PROHIBITION OR RESTRICTION OF THE USE OF STREETS OR PUBLIC RIGHTS OF WAYS</p>	Rev 3
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Location	Request	Rationale	Summary of Change			Relevant doc version
public rights of way						
Schedule 7 – CCC	Temporary prohibition or restriction of the use of streets or public rights of way	CCC	Clarification			Rev 3
			(1) Area	(2) Street subject to temporary prohibition or restriction of use	(3) Extent of temporary prohibition or restriction of use of streets	
			In the County of Cambridgeshire and the County of Norfolk	A47 (public highway)	Temporary stopping up of the extent of the A47 shown coloured light purple and hatched blue on the access and public rights of way plan	
			In the County of Cambridgeshire	Algores Way (private street)	Temporary stopping up of the extent of Algores Way shown coloured yellow and hatched blue on the access and public rights of way plan	
			In the County of Norfolk	Broadend Road (public highway)	Temporary stopping up of the extent of Broadend Road shown coloured light green and hatched blue on the access and public rights of way plan	
			In the County of Cambridgeshire	Cromwell Road (public highway)	Temporary stopping up of the extent of Cromwell Road shown coloured pink and hatched blue on the access and public rights of way plan	
			In the County of Norfolk	Elm High Road (public highway)	Temporary stopping up of the extent of Elm High Road shown coloured turquoise and hatched	



Location	Request	Rationale	Summary of Change	Relevant doc version															
			<table border="1"> <tr> <td></td> <td></td> <td>blue on the access and public rights of way plan</td> </tr> <tr> <td>In the County of Cambridgeshire</td> <td>New Drove (public highway)</td> <td>Temporary stopping up of the extent of New Drove shown coloured dark green and hatched blue on the access and public rights of way plan</td> </tr> <tr> <td>In the County of Cambridgeshire</td> <td>New Bridge Lane (public highway)</td> <td>Temporary stopping up of the extent of New Bridge Lane shown coloured blue and hatched blue on the access and public rights of way plan</td> </tr> <tr> <td>In the County of Cambridgeshire</td> <td>Salters Way (public highway)</td> <td>Temporary stopping up of the extent of Salters way shown coloured dark purple and hatched blue on the access and public rights of way plan</td> </tr> <tr> <td>In the County of Cambridgeshire</td> <td>Weasenham Lane (public highway)</td> <td>Temporary stopping up of the extent of Weasenham Lane shown coloured red and hatched blue on the access and public rights of way plan</td> </tr> </table>			blue on the access and public rights of way plan	In the County of Cambridgeshire	New Drove (public highway)	Temporary stopping up of the extent of New Drove shown coloured dark green and hatched blue on the access and public rights of way plan	In the County of Cambridgeshire	New Bridge Lane (public highway)	Temporary stopping up of the extent of New Bridge Lane shown coloured blue and hatched blue on the access and public rights of way plan	In the County of Cambridgeshire	Salters Way (public highway)	Temporary stopping up of the extent of Salters way shown coloured dark purple and hatched blue on the access and public rights of way plan	In the County of Cambridgeshire	Weasenham Lane (public highway)	Temporary stopping up of the extent of Weasenham Lane shown coloured red and hatched blue on the access and public rights of way plan	
		blue on the access and public rights of way plan																	
In the County of Cambridgeshire	New Drove (public highway)	Temporary stopping up of the extent of New Drove shown coloured dark green and hatched blue on the access and public rights of way plan																	
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In the County of Cambridgeshire	Weasenham Lane (public highway)	Temporary stopping up of the extent of Weasenham Lane shown coloured red and hatched blue on the access and public rights of way plan																	
<p>Schedule 8 – Land in which only new rights may be acquired</p>	ExA	Correction	<p>SCHEDULE 8</p>	<p>Article 24 25 Rev 3</p>															
<p>Schedule 8 – Land in which</p>	CCC	<p>Amendments to the Land Plans</p>	<table border="1"> <tr> <td>13/1a, 15/1a, 15/2a, 15/2b, 16/1a(i), 16/1a(ii), 16/1b(i),</td> <td>Rights to install, retain, use, maintain, inspect, alter, remove, refurbish,</td> </tr> </table>	13/1a, 15/1a, 15/2a, 15/2b, 16/1a(i), 16/1a(ii), 16/1b(i),	Rights to install, retain, use, maintain, inspect, alter, remove, refurbish,	<p>Rev 3</p>													
13/1a, 15/1a, 15/2a, 15/2b, 16/1a(i), 16/1a(ii), 16/1b(i),	Rights to install, retain, use, maintain, inspect, alter, remove, refurbish,																		



Location	Request	Rationale	Summary of Change	Relevant doc version
<p>only new rights etc. may be acquired – Table 8 – Row 7</p>		<p>were requested by CCC's to reflect that the extent of their interest does not extend beyond the pavement of Weasenhams Lane. The Land Plans and Book of Reference submitted at Deadline 3 have been amended and consequential amendments have been made to Schedule 8.</p>	<p>16/1b(ii), 16/2a, 16/3a, 16/4a, 16/5a, 17/1a</p>	<p>reconstruct, replace, protect and improve combined heat and power equipment (including but not limited to steam and condensate pipes, pipe racks, supports, pipe runs, valving, electrical supply cables and associated telemetry, vertical expansion loops, pipe bridges and other ancillary apparatus) and any other works as necessary together with the right to fell, trim or lop trees and bushes which may obstruct or interfere with the said combined heat and power equipment and other ancillary apparatus</p> <p>Rights to pass and repass on foot, with or without vehicles, plant and machinery (including any temporary surface) for all purposes in connection with the construction, use, maintenance and decommissioning of the authorised development</p> <p>Rights to install, execute, implement, retain, repair, improve, renew, remove, relocate and plant trees, woodlands, shrubs, hedgerows, seeding, landscaping and other ecological measures together with the right to maintain, inspect and replant such trees, shrubs, hedgerows, landscaping and other ecological measures and the right to pass and repass on foot, with or without</p>



Location	Request	Rationale	Summary of Change	Relevant doc version
		<p>vehicles, plant and machinery for all purposes in connection with the implementation and maintenance of landscaping and ecological mitigation or enhancement works</p> <p>Rights to install, retain, use, maintain, inspect, alter, remove, refurbish, reconstruct, replace, protect and improve security fencing, gates, boundary treatment, public rights of way and any other ancillary apparatus and any other works as necessary</p> <p>Restrictions on erecting buildings or structures, altering ground levels, planting trees or carrying out operations or actions (including but not limited to blasting and piling) which may obstruct, interrupt, or interfere with the exercise of the rights or damage the authorised development</p>		
<p>Schedule 11 – Paragraph 59</p>	<p>Internal Drainage Board</p>	<p>Correction</p>	<p>59. Without limiting paragraph 58, the requirements which the Board may make under that paragraph include conditions requiring the undertaker at its own expense to construct such protective works, whether temporary or permanent, during the construction of the specified work (including the provision of flood banks, walls or embankments or other new works and the strengthening, repair or renewal of existing banks, walls or embankments) as are reasonably necessary—</p> <p>(a) to safeguard any drainage work against damage; or</p>	<p>Rev 3</p>



Location	Request	Rationale	Summary of Change	Relevant doc version
			(b) to secure that its efficiency for flood defence purposes is not impaired and that the risk of flooding is not otherwise increased, <i>[line break added]</i> by reason of any specified work.	
Schedule 11 – Paragraph 60	Internal Drainage Board	Correction	<p>60.—(1) Subject to sub-paragraph (2), any specified work, and all protective works required by the Board under paragraph 59, must be constructed—</p> <p>(a) without unreasonable delay in accordance with the plans approved or deemed to have been approved or settled under this Part; and</p> <p>(b) to the reasonable satisfaction of the Board, <i>[line break added]</i></p> <p>and an officer of the Board is entitled to give such notice as may be reasonably required in the circumstances to watch and inspect the construction of such works.</p>	Rev 3
Schedule 11 – Paragraph 63	Internal Drainage Board	Amendments to protective provisions by IDBs	<p>63.—(1) Without limiting the other provisions of this Part, the undertaker must compensate the Board in respect of all claims, demands, proceedings, costs, damages, expenses or loss that may be made or taken against, reasonably recovered from or incurred by the Board by reason of—</p> <p>(a) any damage to any drainage work so as to impair its efficiency for the purposes of flood defence;</p> <p>(b) <i>any raising or lowering of the water table in land adjoining the authorised development or any sewers, drains and watercourses; or</i></p> <p>(c) any flooding or increased flooding of any such land <i>[line break added]</i></p>	Rev 3



Location	Request	Rationale	Summary of Change	Relevant doc version
			which is caused by, or results from, the construction of the specified work or any act or omission of the undertaker, its contractors, agents or employees whilst engaged upon the specified work.	
Schedule 11 – Paragraph 65	Applicant	Amendment reflect change in Government department name	to 65. Any dispute between the undertaker and the Board under this Part, unless otherwise agreed, must be determined by arbitration under article 46 (arbitration), but must be determined by the Secretary of State for Environment, Food and Rural Affairs and the Secretary of State for Business, Energy and Industrial Strategy Energy Security and Net Zero acting jointly on a reference to them by the undertaker or the Board, after notice in writing by one to the other.	Rev 3
Schedule 11 – Part 8 – Paragraph 82	Network Rail	Correction	“Network Rail” means Network Rail Infrastructure Limited (company number 02904587, whose registered office is at 4 Eversholt Street, London NW1 2DN Waterloo General Office, London, SE1 8SW) and any associated company of Network Rail Infrastructure Limited which holds property for railway purposes, and for the purpose of this definition “associated company” means any company which is (within the meaning of section 1159 of the Companies Act 2006) the holding company of Network Rail Infrastructure Limited, a subsidiary of Network Rail Infrastructure Limited or another subsidiary of the holding company of Network Rail Infrastructure Limited and any successor to Network Rail Infrastructure Limited’s railway undertaking;	Rev 3



Location	Request	Rationale	Summary of Change	Relevant doc version																				
Schedule 12 – Paragraph 2	Relevant planning authority	Amendments to timescales requested by relevant planning authorities at ISH2	2.—(1) Where an application has been made to the relevant authority for any consent, agreement or approval required by a requirement (including consent, agreement or approval in respect of part of a requirement) the relevant authority must give notice to the undertaker of their decision on the application within a period of nine (9) twelve (12) weeks beginning with—	Rev 3																				
Schedule 12 – Paragraph 3(3)	Relevant planning authority	Amendments to timescales requested by relevant planning authorities at ISH2	(3) If the provision governing or requiring the application specifies that consultation with a requirement consultee is required, the relevant authority must issue the consultation to the requirement consultee within five 15 business days of receipt of the application, and must notify the undertaker in writing specifying any further information requested by the requirement consultee within five 15 business days of receipt of such a request and in any event within fourteen 35 business days of receipt of the application or such longer period as may be agreed in writing by the undertaker and the relevant authority.	Rev 3																				
Schedule 13 – Documents and plans to be certified – Table 10	Applicant	Consequential amendments as a result of document updates and additional definitions.	<table border="1"> <thead> <tr> <th>(1) <i>Document name</i></th> <th>(2) <i>Document reference</i></th> <th>(3) <i>Revision number</i></th> <th>(4) <i>Date</i></th> </tr> </thead> <tbody> <tr> <td>access and public rights of way plans</td> <td>2.4</td> <td>2 4</td> <td>March 2023 April 2023</td> </tr> <tr> <td>book of reference</td> <td>4.1</td> <td>1 5</td> <td>June 2022 April 2023</td> </tr> <tr> <td>carbon capture and export readiness reserve space plan</td> <td>10.7</td> <td>1</td> <td>March 2023</td> </tr> <tr> <td>combined heat and power statement</td> <td>7.6</td> <td>1</td> <td>June 2022</td> </tr> </tbody> </table>	(1) <i>Document name</i>	(2) <i>Document reference</i>	(3) <i>Revision number</i>	(4) <i>Date</i>	access and public rights of way plans	2.4	2 4	March 2023 April 2023	book of reference	4.1	1 5	June 2022 April 2023	carbon capture and export readiness reserve space plan	10.7	1	March 2023	combined heat and power statement	7.6	1	June 2022	Rev 3
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Location	Request	Rationale	Summary of Change	Relevant doc version
	design and access statement	7.5	1	June 2022
	environmental statement	6.1, 6.2	1	June 2022
	environmental statement figures	6.3	2	March 2023
	environmental statement appendices	6.4	2	March 2023
	flood risk assessment	6.4 (ES Appendix 12A)	1	June 2022
	land plans	2.2	2 3	March 2023 April 2023
	outline biodiversity net gain strategy	6.4 (ES Appendix 11M)	3	April 2023
	outline construction environmental management plan	7.12	2 3	March 2023 April 2023
	outline construction traffic management plan	6.4 (ES Appendix 6A)	2 -3	March 2023 April 2023
	outline decommissioning plan			
	outline drainage strategy	6.4 (ES Appendix 12F)	2	March 2023
	outline employment and skills strategy	7.8	1	June 2022
	outline fire prevention plan	7.10	1	June 2022



Location	Request	Rationale	Summary of Change					Relevant doc version
			outline flood emergency management plan	7.9	2		March 2023	
			outline landscape and ecology strategy	6.3 (ES Figure 3.14)	1		June 2022	
			outline landscape and ecology management plan	7.7	4 2		June 2022 April 2023	
			outline lighting strategy	6.4 (ES Appendix 3B)	4 2		June 2022 April 2023	
			outline local air quality monitoring strategy	9.21	4 2		March 2023 April 2023	
			outline odour management plan	7.11	2		March 2023	
			outline operational noise management plan	6.4 (ES Appendix 7D)	2 3		March 2023 April 2023	
			outline operational traffic management plan	7.15	2-3		March 2023 April 2023	
			outline operational travel plan	6.4 (ES Appendix 6C)	1		June 2022	
			works plans	2.3	4 2		June 2022 April 2023	
Schedule 14 – Maximum and Minimum Design Parameters	Local planning authorities	Added to secure compliance with the air quality chapter of the ES	SCHEDULE 14 MAXIMUM AND MINIMUM DESIGN PARAMETERS					Article 3 Rev 3
			(1)	(2)	(3)	(4)	(5)	(6)

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Location	Request	Rationale	Summary of Change				Relevant doc version	
			<i>Element of authorised development</i>	<i>Work No.</i>	<i>Maximum length (metres)</i>	<i>Maximum width (metres)</i>	<i>Maximum height (metres) (above finished floor level of 3.0m AOD)</i>	<i>Minimum height (metres) (above finished floor level of 3.0m AOD)</i>
			Gatehouse / weighbridge	2A	9.5	2.4	3	
			Tipping hall	1	58.5	38	18.5	
			Fire water tank	2A		16	10	
			Fire water pump building	2A	12.5	9.5	5.5	
			Waste bunker building	1	102	37	38.5	
			Tipping bunker	1	–	–	-14	
			Main waste bunker	1	–	–	-14	
			Boiler house building	1	55	47.6	52	
			Loading area (a)	1	12.2	12.2	12	
			APCr silos	1	33.3	12.2	37	
			Loading area (b)	1	12.2	12.2	12	



Location	Request	Rationale	Summary of Change				Relevant doc version	
			Air pollution control building	1	33.2	28.6	37	
			Induced draft fans building	1	10	10	12	
			Chimneys	1A	–	3.2	90	84
			CEMS platform	1A	–	–	18	
			Switchgear building north	1	35.2	10	35	
			Switchgear building south	1	12.4	10	18	
			IBA enclosure east	1	14	11	12	
			IBA enclosure west	1	11	6	12	
			Diesel tanks and urea tanks building	1	25.9	9.1	35	
			Compressed air station	1	13	8	10	
			Main transformer	2A	11	6	12	
			Emergency diesel generator	1	13.5	5.5	12	



Location	Request	Rationale	Summary of Change				Relevant doc version	
			Air cooled condenser	1	37	37	30	
			Turbine hall	1	47	34	27	
			Water treatment plant	1	30	22	18	
			Workshop and stores	2A	34	15	18	
			Administration building	1B	34	12	15	
			132kV switching compound	2A	23	13	6.5	
			Private wire transformer	2A	11	5	12	
			Private wire switchgear compound	2A	7	6	12	
			Water re-cooling system	1	18.5	7.5	27	
			Steam and condensate pipelines	3	–	–	23	
Article 2 – Interpretation	Applicant	New definitions required as a consequence of changes to Requirement 22, to ensure equipment and infrastructure	“carbon capture and export readiness reserve space” means the area identified on the carbon capture and export readiness reserve space plan for future installation and operation of any carbon capture and export equipment under article 42;				Rev 4	



Location	Request	Rationale	Summary of Change	Relevant doc version
		required to install carbon capture is included in the authorised development as constructed		
Article 2	Applicant	New definitions required as a consequence of changes to Requirement 25, to ensure equipment and infrastructure required to install the combined heat and power connection is included in the authorised development as constructed	“combined heat and power embedded design measures” means the document of that name identified in Table 10 of Schedule 13 and which is certified by the Secretary of State as the combined heat and power embedded design measures for the purposes of this Order under article 42;	Rev 4
Article 2	Applicant	Correction	“GHP combined heat and power statement” means the document of that name identified in Table 10 of Schedule 13 and which is certified by the Secretary of State as the GHP combined heat and power statement for the purposes of this Order under article 42;	Rev 4
Article 2	Applicant and Cambridge	New definition required to give effect to new	“waste area 2 plan” means the document of that name identified in Table 10 of Schedule 13 and which is certified by the Secretary	Rev 4



Location	Request	Rationale	Summary of Change	Relevant doc version
	shire County Council (CCC)	Requirement 29 as to the geographical origins of waste	of State as the waste area 2 plan for the purposes of this Order under article 42;	
Article 13 – Temporary prohibition or restriction of use of streets and public rights of way	Examining Authority	Added to ensure any street or public right of way used by the undertaker as a working site is properly restored.	(7) If the undertaker uses any street or public right of way as a temporary working site under this article the undertaker must restore the street or public right of way to the reasonable satisfaction of the street authority.	Rev 4
Article 14 – Use of private roads	Examining Authority	Drafting added in accordance with the ExA's request.	14.—(1) The undertaker may use any private road within the Order limits for the passage of persons or vehicles (with or without materials, plant and machinery) for the purposes of, or in connection with, the construction, or maintenance, operation or decommissioning of the authorised development.	Rev 4
Article 17 – Traffic regulation measures	Examining Authority	Amended at the request of the Examining Authority. The provision proposed by the ExA has been amended to ensure that traffic signs and signals can be placed sufficiently in advance of the	17.—(1) Subject to the provisions of this article and the consent of the traffic authority in whose area the road concerned is situated, the undertaker may, in so far as may be expedient or necessary for the purposes of or in connection, or in consequence of, with the construction, maintenance and operation of the authorised development— (a) permit, prohibit or restrict the stopping, parking, waiting, loading or unloading of vehicles on any road; (b) make provision as to the direction or priority of vehicular traffic on any road; (c) permit, prohibit or restrict the use of any road;	Rev 4



Location	Request	Rationale	Summary of Change	Relevant doc version
		works to the highway that traffic may be safely managed.	<p>(d) permit, prohibit or restrict vehicular access to any road;</p> <p>(e) revoke, amend or suspend in whole or in part any order made, or having effect as if made under the 1984 Act; and</p> <p>(f) determine that no person is to drive any motor vehicle at a speed exceeding 30 miles per hour along the length of road known as New Bridge Lane and shown coloured blue on the access and public rights of way plans; and</p> <p>(g) temporarily place traffic signs and signals in the extents of the road specified in column 3 of Part of Schedule 7 (temporary prohibition or restriction of the use of streets or public rights of way), and the placing of those traffic signs and signals is deemed to have been permitted by the traffic authority for the purposes of section 65 of the 1984 Act and the Traffic Signs Regulations and General Directions 2016(a) either at all times or at times, on days or during such periods as may be specified by the undertaker.</p> <p>Footnote: (a) S.I. 2016/362.</p>	
Article 20 Protective work to buildings Paragraph (5)(d)	- Examining Authority	Amended at the request of the ExA.	(d) a power under paragraph (4)(b) to enter and take possession of land,	Rev 4
Article 32 temporary use of land for the	- Examining Authority	Amended at the request of the ExA and to correct a typo.	Temporary use of land for carrying out the construction of the authorised development 32.—(1) The undertaker may, in connection with the construction of the authorised development—	Rev 4



Location	Request	Rationale	Summary of Change	Relevant doc version
construction of the authorised development			<p>[...]</p> <p>(12) Nothing in this article prevents the taking of temporary possession more than once in relation to any land specified in Schedule 8 10.</p> <p><i>References to article 32 throughout the draft DCO have also been updated to reflect the change in the name of this article.</i></p>	
Schedule 2 – Requirements – Paragraph 6 – Biodiversity net gain	Applicant and CCC	Amendments to the BNG Requirement have been agreed with CCC, to include that a minimum of 10% BNG is provided by the Proposed Development, the calculation metric, and that the BNG may be delivered onsite and offsite.	<p>6.—(1) No part of the authorised development may commence until a biodiversity net gain strategy has been submitted to and approved by the relevant planning authority, in consultation with the relevant statutory nature conservation body.</p> <p>(2) The biodiversity net gain strategy must include details of how the strategy will secure a minimum of 10% biodiversity net gain, calculated using the biodiversity metric 3.0 published by Natural England in July 2021 or such other biodiversity metric approved by the relevant planning authority in consultation with the relevant statutory nature conservation body, during the operation of the authorised development including onsite and offsite measures and be substantially in accordance with the outline biodiversity net gain strategy.</p> <p>(3) The biodiversity net gain strategy must be implemented as approved under sub-paragraph (1).</p>	Rev 4
Schedule 2 – Requirements – Paragraph 14(2) – Waste hierarchy scheme	CCC	Additional details to be included in the waste hierarchy scheme have been agreed with CCC, in order to ensure the	<p>(2) The waste hierarchy scheme must include details of—</p> <p>(a) operational procedures that seek to ensure that waste suitable for recycling and reuse is not received at the authorised development. These procedures are to be annually reviewed and, where practicable, improved;</p>	Rev 4



Location	Request	Rationale	Summary of Change	Relevant doc version
		<p>undertaker's ongoing compliance with the waste hierarchy, including the diversion of waste higher up the hierarchy, can be monitored.</p>	<p>(b) a record of the tonnages of any waste identified by the undertaker prior to tipping at the authorised development and rejected as it was identified as being suitable for recycling, reuse or both;</p> <p>(c) a record of tonnages of waste considered suitable for recycling, reuse or both that has been diverted further up the waste hierarchy by persons who also send waste to be processed at the authorised development, as far as practicable;</p> <p>(d) a record to be kept of how these procedures have been regularly reviewed (on an annual basis at a minimum), what changes were made, and how these have reduced the amount of waste potentially suitable for recycling and reuse being processed at the authorised development;</p> <p>(a)(e) how waste transfer notes and weighbridge data detailing the sources of the residual waste will be collected and retained;</p> <p>(b)(f) the types of waste and permitted EWC codes to be accepted at the authorised development as specified by the Environmental Permit;</p> <p>(e)(g) how waste delivered to the authorised development will be checked to ensure compliance with the permitted EWC codes;</p> <p>(d)(h) arrangements for ensuring that commercial suppliers deliver only those EWC codes which are permitted; and</p> <p>(e)(i) records are to be kept for the purposes of demonstrating compliance with the waste hierarchy scheme and for allowing inspection of such records by the relevant planning authority.</p>	
<p>Schedule 2 – Requirements – Paragraph 22 – Carbon</p>	<p>Added to address concerns</p>	<p>New provision added within this Requirement to ensure that the</p>	<p>22.—(1) Prior to the date of final commissioning, the undertaker must demonstrate to the relevant planning authority that it has constructed Work No. 1 in accordance with the carbon capture and export embedded design measures.</p>	<p>Rev 4</p>



Location	Request	Rationale	Summary of Change	Relevant doc version
capture and export readiness reserve space	raised at ISHs	design and construction of the authorised development includes embedded design measures that are necessary to enable carbon capture and export apparatus to be easily connected to the authorised development in the future.	<i>Subsequent sub-paragraphs have been renumbered accordingly.</i>	
Schedule 2 – Requirements – Paragraph 25 Combined heat and power	Added to address concerns – raised at ISHs	New provision added within this Requirement to ensure that the design and construction of the authorised development includes embedded design measures that are necessary to enable the combined heat and power connection to be connected to the	25.—(1) Prior to the date of final commissioning, the undertaker must demonstrate to the relevant planning authority that it has constructed Work No. 1 in accordance with the combined heat and power embedded design measures. <i>Subsequent sub-paragraphs have been renumbered accordingly.</i>	Rev 4



Location	Request	Rationale	Summary of Change	Relevant doc version
		authorised development to demonstrate the deliverability of CHP		
Schedule 2 – CCC Requirements – New Paragraph 29 – Origin of Waste	CCC	<p>New requirement, agreed with CCC, to ensure the authorised development complies with the proximity principle. This requirement gives priority to the local area, requiring 17.5%t of waste to originate from within 75km of the authorised development. The requirement then ensures that at least 80% of the waste originates from within the Study Area of the WFAA (Volume 7.4). The authorised development may not take more than</p>	<p>Origin of waste 29.—(1) Not less than 17.5% of the waste processed at the authorised development per operational year must originate from within Waste Area 1 unless otherwise agreed by the relevant planning authority. Waste originating outside of Waste Area 1 and then transported to a waste loading point located in Waste Area 1 is not considered to have originated in Waste Area 1. (2) Not less than 80% of the waste processed at the authorised development per operational year must originate from Waste Area 1 and Waste Area 2 unless otherwise agreed by the relevant planning authority. Subject to sub-paragraph (1), waste transported into Waste Area 2 to a waste loading point is considered to have originated in Waste Area 2. (3) No more than 20% of the waste processed at the authorised development per operational year must originate from outside of Waste Area 1 and Waste Area 2 unless otherwise agreed by the relevant planning authority. Waste sent direct to the authorised development from a location that is not located in either Waste Area 1 or Waste Area 2 will be deemed to originate from outside of Waste Area 2. (4) The maximum tonnage of waste received from any one waste planning authority’s administrative area within Waste Area 2 must not exceed 312,800 tonnes in any operational year unless otherwise agreed by the relevant planning authority.</p>	Rev 4



Location	Request	Rationale	Summary of Change	Relevant doc version
		50% of its capacity from a single waste planning authority, to ensure that the waste management capacity remains available to all waste planning authorities in the study area.	<p>(5) From the date of final commissioning of the authorised development until the authorised development has been decommissioned in accordance with requirement 28 (unless otherwise agreed by the relevant planning authority), the undertaker must maintain a written record, retained at the authorised development, of the quantities and origin of the waste treated by the authorised development for each operational year.</p> <p>(6) From the date of final commissioning until the authorised development has been decommissioned in accordance with requirement 28 (unless otherwise agreed by the relevant planning authority), on or prior to 1 February each year, the undertaker must provide to the relevant planning authority a report for the preceding operational year (the “Waste Catchment Report”). The Waste Catchment Report must identify—</p> <ul style="list-style-type: none"> (a) the waste throughput of the authorised development including the total tonnage of waste processed at the authorised development for the operational year; (b) waste catchment including as far as it is reasonably practicable to audit, the waste area for each waste loading point for waste processed at the authorised development for the operational year, separately totalling tonnages received from waste area 1, waste area 2 and outside of waste area 2; and (c) the total annual tonnage processed at the authorised development from each waste planning authority for the operational year. <p>(7) The relevant planning authority can request an interim Waste Catchment Report at any time for the preceding 12 month period. The undertaker must submit an interim Waste Catchment Report</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version						
			<p>to the relevant planning authority within 6 weeks of receiving the request. The interim Waste Catchment Report must cover the 12 month period ending on the last day of the month the written request was made by the relevant planning authority to the undertaker unless otherwise agreed by the relevant planning authority.</p> <p>(8) In this paragraph— “operational year” means the period from 1 January to 31 December, inclusive; “throughput” means the tonnage of waste received at the authorised development; “waste area 1” means a 75 kilometre radius from the point that has grid reference N307892.6931 and E545496.9373; “waste area 2” means the area shown on the waste area 2 plan; and “waste loading point” means the location where the waste is loaded onto a vehicle prior to being sent directly to the authorised development.</p> <p>(9) In paragraph (6)(b) “waste area” means the areas or locations for each waste loading point, disaggregated to the smallest administrative area practicable, including but not limited to county, unitary, district, borough or postcode area.</p>							
<p>Schedule 4 – Streets subject to permanent alteration of layout</p>	<p>Applicant, in response to commets from the</p>	<p>The extent of the works to Algores Way that are authorised by the DCO, and not subject to the consent of the</p>	<table border="1"> <thead> <tr> <th data-bbox="863 1154 1081 1252">(1) Area</th> <th data-bbox="1081 1154 1360 1252">(2) Street subject to alteration of layout</th> <th data-bbox="1360 1154 1717 1252">(3) Description of alteration</th> </tr> </thead> <tbody> <tr> <td data-bbox="863 1252 1081 1390">In the County of Cambridgeshire</td> <td data-bbox="1081 1252 1360 1390">Algores Way (private street)</td> <td data-bbox="1360 1252 1717 1390">Permanent alteration of layout to the extent of Algores Way shown as Work No. 4A on the works</td> </tr> </tbody> </table>	(1) Area	(2) Street subject to alteration of layout	(3) Description of alteration	In the County of Cambridgeshire	Algores Way (private street)	Permanent alteration of layout to the extent of Algores Way shown as Work No. 4A on the works	Rev 4
(1) Area	(2) Street subject to alteration of layout	(3) Description of alteration								
In the County of Cambridgeshire	Algores Way (private street)	Permanent alteration of layout to the extent of Algores Way shown as Work No. 4A on the works								



Location	Request	Rationale	Summary of Change			Relevant doc version						
	Examining Authority	landowner, has been limited to the new access under Work No. 4a. This will ensure that any works that the undertaker may carry out to that part of Algores Way that is used by business owners is carried out with the consent of, and to the satisfaction of, the landowner.	<table border="1"> <tr> <td data-bbox="863 358 1083 578"></td> <td data-bbox="1083 358 1360 578"></td> <td data-bbox="1360 358 1713 578">plan and located within that area coloured yellow on the access and public rights of way plan including carriageway and footway widening and highway alteration works</td> </tr> </table>					plan and located within that area coloured yellow on the access and public rights of way plan including carriageway and footway widening and highway alteration works				
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In the County of Cambridgeshire	New Bridge Lane (public highway)	Access to the area shown coloured orange and marked A7 on sheet 1 of the access and public rights of way plan to the extent that such access is or will be located within the public highway					



Location	Request	Rationale	Summary of Change	Relevant doc version									
			<table border="1"> <tr> <td data-bbox="863 370 1073 610">In the County of Cambridgeshire</td> <td data-bbox="1073 370 1360 610">New Drove (public highway)</td> <td data-bbox="1360 370 1711 610">Access to the area shown coloured orange and marked A10 on sheet 1 of the access and public rights of way plan to the extent that such access is or will be located within the public highway</td> </tr> <tr> <td data-bbox="863 610 1073 850">In the County of Cambridgeshire</td> <td data-bbox="1073 610 1360 850">New Bridge Lane (public highway)</td> <td data-bbox="1360 610 1711 850">Access to the area shown coloured orange and marked A11 on sheet 1 of the access and public rights of way plan to the extent that such access is or will be located within the public highway</td> </tr> <tr> <td data-bbox="863 850 1073 1091">In the County of Cambridgeshire</td> <td data-bbox="1073 850 1360 1091">Broadend Road (public highway)</td> <td data-bbox="1360 850 1711 1091">Access to the area shown coloured orange and marked A12 on sheet 4 of the access and public rights of way plan to the extent that such access is or will be located within the public highway</td> </tr> </table>	In the County of Cambridgeshire	New Drove (public highway)	Access to the area shown coloured orange and marked A10 on sheet 1 of the access and public rights of way plan to the extent that such access is or will be located within the public highway	In the County of Cambridgeshire	New Bridge Lane (public highway)	Access to the area shown coloured orange and marked A11 on sheet 1 of the access and public rights of way plan to the extent that such access is or will be located within the public highway	In the County of Cambridgeshire	Broadend Road (public highway)	Access to the area shown coloured orange and marked A12 on sheet 4 of the access and public rights of way plan to the extent that such access is or will be located within the public highway	
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In the County of Cambridgeshire	Broadend Road (public highway)	Access to the area shown coloured orange and marked A12 on sheet 4 of the access and public rights of way plan to the extent that such access is or will be located within the public highway											



Table 6

(1) Location	(2) Street	(3) Description of relevant part of access
In the County of Cambridgeshire	Weasenham Lane (public highway)	Access to the area shown coloured orange and marked A1 on sheet 2 of the access and public rights of way plan to the extent that such assess is or will be located outside of the public highway
In the County of Cambridgeshire	Weasenham Lane (public highway)	Access to the area shown coloured orange and marked A2 on sheet 2 of the access and public rights of way plan to the extent that such assess is or will be located outside of the public highway
In the County of Cambridgeshire	New Bridge Lane (public highway)	Access to the area shown coloured orange and marked A9 on sheet 1 of the access and public rights of way plan to the extent that such assess is or will be located outside of the public highway
In the County of Cambridgeshire	New Drove (public highway)	Access to the area shown coloured orange and marked A10 on sheet 1 of the access and public rights of way plan to the extent that such assess is or will be located outside of the public highway



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>Access to the area shown coloured orange and marked A11 on sheet 1 of the access and public rights of way plan to the extent that such assess is or will be located outside of the public highway</p>	
			<p>Access to the area shown coloured orange and marked A12 on sheet 4 of the access and public rights of way plan to the extent that such assess is or will be located outside of the public highway</p>	
<p>Schedule 11 – Protective Provisions – Part 6 – For the protection of internal drainage board</p>	<p>Applicant and Internal Drainage Boards (IDB)</p>	<p>Various updates to the protective provisions at the request of the IDBs.</p> <p>These amendments are currently being considered by the IDBs and are subject to final agreement, but have been included as the</p>	<p>[...]</p> <p>59. Without limiting paragraph 58, the requirements which the Board may make under that paragraph include conditions requiring the undertaker at its own expense to construct such protective works, whether temporary or permanent, during the construction of the specified work (including the provision of strike plates, flood banks, walls or embankments or other new works and the strengthening, repair or renewal of existing banks, walls or embankments) as are reasonably necessary—</p> <p>[...]</p> <p>[60(5) ...]</p> <p>(b) the undertaker must take all reasonable steps to relocate Work No. 7 or 8 at its own cost including the installation of strike plates if Work No. 7</p>	<p>Rev 4</p>



Location	Request	Rationale	Summary of Change	Relevant doc version
		Applicant considers it appropriate to demonstrate the progress being made.	<p>or 8 is relocated below the new culvert and within the timescale advised to the Board.</p> <p>[...]</p> <p>62.—(1) The undertaker must compensate the Board in respect of all costs, charges and expenses that the Board may reasonably incur, have to pay or may sustain—</p> <p>(a) in the examination or approval of plans and evidence under this Part;</p> <p>(b) in inspecting the proposed site for and construction of any specified work or any protective works required by the Board under this Part; and</p> <p>(c) in carrying out of any surveys or tests by the Board that are reasonably required in connection with the construction of the specified work.</p> <p>(2) Where the Board notifies the undertaker that it intends to replace a culvert that is crossed by Work No. 7 or 8, and the replacement of the culvert will not require the relocation of Work No. 7 or 8 under paragraph 60(6), the undertaker must compensate the Board in respect of all additional costs, charges and expenses reasonably incurred by the Board relating to the construction or maintenance of the new culvert that are directly caused by the presence of Work No. 7 or 8 provided that this subparagraph does not apply to any such costs, charges and expenses to the extent that they are attributable to the Board failing to carry out and execute works properly with due care and attention and in a skilful and workmanlike manner.</p> <p>[...]</p> <p>65. If in consequence of the powers granted under this Order the access to any drainage work is materially obstructed, the undertaker must provide such alternative rights and means of access to such drainage work as will enable the Board to maintain or use the drainage work no less effectively than was possible before such obstruction.</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
Schedule 11 – Protective Provisions – Part 9 – For the protection of Cambridgeshire County Council as highway authority	Applicant and CCC	<p>New protective provisions at the request of CCC.</p> <p>These protective provisions are currently being considered by CCC and are subject to final agreement, but have been included as the Applicant considers it appropriate to demonstrate the progress being made.</p>	<p>66.—(1) The Board and the undertaker may enter into agreements with respect to the maintenance of any drainage work located within the boundary of Work No. 2B as shown on the works plans.</p> <p>(2) Such an agreement may, without prejudice to the generality of subparagraph (1), contain such terms as to the nature and frequency of any maintenance works, payments and otherwise as the parties consider appropriate.</p> <p>65-67. Any dispute between the undertaker and the Board under this Part, unless otherwise agreed, must be determined by arbitration under article 46 (arbitration), but must be determined by the Secretary of State for Environment, Food and Rural Affairs and the Secretary of State for Energy Security and Net Zero acting jointly on a reference to them by the undertaker or the Board, after notice in writing by one to the other.</p> <p>PART 9 FOR THE PROTECTION OF CAMBRIDGESHIRE COUNTY COUNCIL AS HIGHWAY AUTHORITY</p> <p>105.—(1) The following provisions of this Part of this Schedule, unless otherwise agreed in writing between the undertaker and Cambridgeshire County Council, have effect.</p> <p>(2) In this Part of this Schedule—</p> <p>“highway” means any highway of which Cambridgeshire Country Council is the highway authority;</p> <p>“plans” includes sections, designs, drawings, specifications, soil reports, staging proposals, programmes, calculations, methods of construction, risk assessments and details of the extent, timing and duration of any proposed occupation of any highway and “approved plans” means plans approved or deemed to be approved or settled by arbitration in accordance with the provisions of this Part of this Schedule; and</p> <p>“property of Cambridgeshire County Council” means any apparatus or street furniture of the highway authority affixed to or placed under any highway.</p>	Rev 4



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>“works” means so much of any part of the authorised development as forms part of or is intended to become a highway, or part of any such highway, or any work which could introduce water onto the highway or any work which is underneath or over the highway.</p> <p>(3) Wherever in this Part of this Schedule provision is made with respect to the approval or consent of Cambridgeshire Country Council, that approval or consent must be in writing and subject to such reasonable terms and conditions as Cambridgeshire Country Council may require.</p> <p>(4) In exercising the powers conferred by this Order in relation to any highway the undertaker must have regard to the potential disruption of traffic which may be caused and must seek to minimise such disruption so far as is reasonably practicable.</p> <p>106.—(1) Before commencing the construction of, or the carrying out of any work which involves interference with a highway, the undertaker must submit to Cambridgeshire Country Council for its approval plans relating thereto, and the works must not be carried out except in accordance with the plans submitted to, and approved by, Cambridgeshire Country Council.</p> <p>(2) If within 28 days after the plans have been submitted Cambridgeshire Country Council has not approved or disapproved them, it is deemed to have approved the plans as submitted.</p> <p>(3) In the event of any disapproval of plans by the Cambridgeshire Country Council under paragraph (2), the undertaker shall re-submit the plans with modifications and, in that event, if Cambridgeshire Country Council has not intimated its disapproval and the grounds of disapproval within 28 days of the plans being re-submitted, it is deemed to have approved them.</p> <p>(4) The undertaker must include in any submission made to Cambridgeshire Country Council under paragraph (1) or any re-submission under paragraph (3), a statement that the deemed approval provisions of paragraph (2) or paragraph (3) apply, as the case may be, and if the submission fails to do so, the deemed approval provision is null and void.</p> <p>(5) Any officer of Cambridgeshire Country Council duly appointed for the purpose of inspecting the works may at all reasonable times during the</p>	



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			<p>carrying out of work and following completion of the works, on giving to the undertaker such notice as may in the circumstances be reasonable, enter upon and inspect any part of the works authorised by this Order (and such inspection may include works to be uncovered as reasonably required by the officer at the cost of the undertaker) which—</p> <p>(a) is in, over or under any highway; or</p> <p>(b) which may affect any highway or any property of Cambridgeshire Country Council,</p> <p>during the carrying out of the work, and the undertaker must give to such officer all reasonable facilities for such inspection and shall ensure that the officer is accompanied by one of its contractors, agents or employees familiar with the works, if the officer is of the opinion that the construction of the work is attended with danger to any highway or to any property of Cambridgeshire Country Council on or under any highway, the undertaker must adopt such measures and precautions as may be reasonably practicable for the purpose of preventing any damage or injury to the highway.</p> <p>(6) In the construction of any part of the said works under a highway no part of it shall, except with the consent of Cambridgeshire Country Council, be so constructed as to interfere with the provision of proper means of drainage of the surface of the highway.</p> <p>107.—(1) The undertaker must not alter, disturb or in any way interfere with any property of Cambridgeshire Country Council on or under any highway, or the access thereto, without the consent of the Cambridgeshire Country Council, and any alteration, diversion, replacement or reconstruction of any such property which may be necessary may be made by Cambridgeshire Country Council or the undertaker as the Cambridgeshire Country Council thinks fit, and the expense reasonably incurred by Cambridgeshire Country Council in so doing must be repaid to Cambridgeshire Country Council by the undertaker.</p> <p>(2) The undertaker must not under the powers conferred by or under this Order without the consent of Cambridgeshire Country Council, acquire or enter upon, take or use whether temporarily or permanently or acquire any</p>	



Location	Request	Rationale	Summary of Change	Relevant doc version
			<p>new rights over any part of any highway, including subsoil beneath the surface of any highway.</p> <p>(3) If within 28 days after a request for consent has been submitted Cambridgeshire Country Council has not given or refused such consent, it is deemed to have consented to the request as submitted provided that the undertaker includes in any such request for consent a statement confirming that the deemed consent provisions this paragraph apply to such request and if such request fails to do so, the deemed consent provision of this paragraph is null and void.</p> <p>108.—(1) Where any part of any highway has been broken up or disturbed by the undertaker, the undertaker must make good the subsoil, foundations and surface of that part of the highway to the reasonable satisfaction of Cambridgeshire Country Council and must maintain the same to the reasonable satisfaction of Cambridgeshire Country Council for such time as may reasonably be required for the permanent reinstatement of the highway.</p> <p>(2) The reinstatement of that part of the highway must be carried out by the undertaker to the reasonable satisfaction of Cambridgeshire Country Council in accordance with such requirements as to specification of material and standards of workmanship as may be prescribed for equivalent reinstatement work by regulations made under section 71 of the 1991 Act.</p> <p>109. If any damage to any highway or any property of Cambridgeshire Country Council on or under any highway is caused by, or results from, the construction of any work authorised by this Order or any act or omission of the undertaker, its contractors, agents or employees whilst engaged upon such work, the undertaker must, in the case of damage to a highway, make good such damage to the reasonable satisfaction of Cambridgeshire Country Council and, where the undertaker does not make good, or in the case of damage to property of Cambridgeshire Country Council, the undertaker must pay reasonable compensation to Cambridgeshire Country Council for such damage.</p>	



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			<p>110. The fact that any act or thing may have been done in accordance with plans approved by Cambridgeshire Country Council does not (if it was not attributable to the act, neglect or default of Cambridgeshire Country Council or of any person in its employment or its contractors or agents) exonerate the undertaker from any liability, or affect any claim for damages, under this Part or otherwise.</p> <p>111. Cambridgeshire Country Council must use its reasonable endeavours to mitigate in whole or in part and to minimise any costs, expenses, loss, demands, and penalties to which paragraph 5 applies. If requested to do so by the undertaker, Cambridgeshire Country Council must provide an explanation of how the claim has been minimised. The undertaker is only liable under paragraph 5 for claims reasonably incurred by Cambridgeshire Country Council.</p> <p>112. On completion of the works the undertaker must seek written certification from Cambridgeshire Country Council that the works are acceptable and relevant drawings and new highway asset information shall be provided to Cambridgeshire Country Council as part of the undertaker's request for certification. Cambridgeshire Country Council shall only resume its maintenance responsibilities for the affected highways once certification under this paragraph has been issued.</p> <p>113. Cambridgeshire Country Council must not unreasonably withhold or delay the issue of a written certification under paragraph 112. If Cambridgeshire Country Council has not given or refused such written certification within 28 days, it is deemed to have issued a written certification provided that the undertaker includes in any such request for certification a statement confirming that the deemed certification provisions this paragraph apply to such request and if such request fails to do so, the deemed certification provision of this paragraph is null and void.</p> <p>114. On receipt of certification that completed works are acceptable under paragraph 8 above unlocking devices for the new bollards on New Bridge Lane shall be provided by the undertaker to Cambridgeshire Country Council.</p>	



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			<p>115. Any difference arising between the undertaker and the Cambridgeshire Country Council under this part of this Schedule (other than in difference as to the meaning or construction of this Part of this Schedule) shall be resolved by arbitration under article 46 (arbitration).</p> <p>116. All reasonable costs incurred by Cambridgeshire Country Council under this part of this Schedule shall be paid in full by the undertaker on written demand by Cambridgeshire Country Council.</p>																	
Schedule 13 – Documents and plans to be certified – Table 10	Applicant	Additional documents linked to amendments to Requirement 22, Requirement 23, and new Requirement 29. Only new table rows are shown. Please note that the waste area 2 plan will be provided at Deadline 6.	<table border="1"> <thead> <tr> <th>(1) <i>Document name</i></th> <th>(2) <i>Document reference</i></th> <th>(3) <i>Revision number</i></th> <th>(4) <i>Date</i></th> </tr> </thead> <tbody> <tr> <td>carbon capture and export embedded design measures</td> <td>14.7 (Appendix B)</td> <td>1</td> <td>June 2023</td> </tr> <tr> <td>combined heat and power embedded design measures</td> <td>14.7 (Appendix A)</td> <td>1</td> <td>June 2023</td> </tr> <tr> <td>waste area 2 plan</td> <td>[tbc]</td> <td>[tbc]</td> <td>[tbc]</td> </tr> </tbody> </table>	(1) <i>Document name</i>	(2) <i>Document reference</i>	(3) <i>Revision number</i>	(4) <i>Date</i>	carbon capture and export embedded design measures	14.7 (Appendix B)	1	June 2023	combined heat and power embedded design measures	14.7 (Appendix A)	1	June 2023	waste area 2 plan	[tbc]	[tbc]	[tbc]	Rev 4
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Schedule 13 – Documents and plans to be certified – Table 10	Applicant	Added details of document version to be certified.	<table border="1"> <tbody> <tr> <td>outline decommissioning plan</td> <td>12.4</td> <td>1</td> <td>May 2023</td> </tr> </tbody> </table>	outline decommissioning plan	12.4	1	May 2023	Rev 4												
outline decommissioning plan	12.4	1	May 2023																	
Schedule 15 – Arbitration Rules	Examining Authority	Removal of ‘and/or’ from drafting.	[...] 4. [...]	Rev 4																



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			<p>(9) If a party fails to comply with the timetable, procedure or any other direction then the arbitrator may continue in the absence of a party or submission or document, and may make a decision on the information before them attaching the appropriate weight to any evidence submitted beyond any timetable or in breach of any procedure and or direction or both.</p> <p>5. [...]</p> <p>(3) Any time limits fixed in accordance with this procedure or by the arbitrator may be varied by agreement between the parties, subject to any such variation being acceptable to and approved by the arbitrator. In the absence of agreement, the arbitrator may vary the timescales and or procedure or both—</p>	

