

## Comments on the Applicant's D7 Submissions

This document sets out the comments by Cambridgeshire County Council (**CCC**) and Fenland District Council (**FDC**) (together, **the Councils**) on the Applicant's Deadline 7 (**D7**) submissions. The tables below set out the document in question that the Councils are commenting on, together with the relevant paragraph or reference number.

Except where expressly stated otherwise below, the Councils reiterate and rely on their comments submitted to the ExA at previous deadlines.

### 6.4 ES Chapter 6 Appendix 6A CTMP (tracked) - Rev 7 [REP7-011]

Topic	Paragraph Number	Councils' Comment
Permissive rights arrangement with Network Rail	Page 35, para 7.4.8	The Councils are content with the amendment regarding signage and terms of the permissive rights arrangement with Network Rail.

### Response to Further Written Questions (if published) Rev 1 [REP7-040]

Topic	Paragraph Number	Councils' Comment
PND.3.2	PND.3.2 – Page 13	Further clarification is sought. It is stated that the only port facility in the “study area” is at Yarmouth. If the Applicant is stating that there is only one existing facility for handling RDF for export at a port then the Councils would query this. There are several ports along the coast in the study area including Felixstowe, Bathside Bay (Harwich), Great Yarmouth, Lowestoft, Ipswich, and King's Lynn.

### Applicant's comments on the Deadline 6 Submissions: Part 1 Statutory Parties Rev 1 [REP7-028]

Topic	Paragraph Number	Councils' Comment
Compulsory Powers of Acquisition: New Bridge Lane/Cromwell Road junction improvements	Page 29-30, para 8	CCC notes the Applicant's comments in relation to the representations made at Issue Specific Hearing 6 and wrote to the Applicant to explain this concern in detail on 4 August 2023. CCC had previously raised concerns that the powers of acquisition included in the draft DCO would not provide sufficient means for all of the land required for the New Bridge Lane/Cromwell Road junction improvements to become highway, maintainable at public expense, specifically the land that is the subject of the Change Application (Change 1). The provision of sufficient land is necessary in order to maintain the traffic signal apparatus

		required at the junction. The terms of a Section 106 agreement have been agreed and in the event that the certificate enabling adoption of the highway for Change 1 is not resolved expeditiously, there are sufficient powers included within the DCO to undertake the works. CCC and the Applicant will continue to work together to resolve the adoption of the relevant Tesco's land as public highway.
Rights of access at former level crossing	Page 31, para 10	<p>CCC notes the Applicant's comments. CCC reiterates its responsibility to assert and protect the right of the public, and its requirement to be satisfied that the two affected landowners are content with the new access arrangements to their premises.</p> <p>Following conversations with the Applicant on 15 August 2023, CCC understands that the Applicant has taken positive steps in its negotiations with Network Rail to secure private and public rights across the former level crossing, as part of the Statement of Common Ground between the parties. CCC awaits the completion of the Applicant's Statement of Common Ground with Network Rail before confirming it is content with this outcome.</p>
Damage to local highways	Page 32-33, paras 13-15	CCC had previously raised concerns about the Applicant's stance regarding compensation for damage to the highway caused by traffic associated with the proposed development. The Applicant has agreed that a sum will be paid to CCC for future maintenance of the Highway which will form part of the section 278 agreement being drafted between the parties. CCC considers that such a mechanism is needed to manage this process and to provide clarity and certainty to both CCC and the Applicant on this matter.
March to Wisbech Railway reopening and Community Mitigation	Page 47	The Councils note the update provided by MVV via email on 15 August 2023 on their proposed amendment to point 6.3.8 of the SOCG. with CCC and FDC confirming the commitment to securing permissive access for NMUs over the former level crossing on New Bridge Lane if the DCO is made. The Councils understand that there is a similar statement in MVV's SoCG with Network Rail. The Councils welcome these reassurances.