

**From:** [Vicky Fowler](#)  
**To:** [Richard Price](#); [M20 Junction 10A](#)  
**Cc:** [Salvatore Zappala](#); [Deborah.Hagarth-Dodd@Highwaysengland.co.uk](#) ([Deborah.Hagarth-Dodd@highwaysengland.co.uk](#)); [Steve Messenger](#); [Jen Ashwell](#)  
**Subject:** M20 Junction 10A Development Consent Order [EFILE-WIP.660887.2500148]  
**Date:** 02 June 2017 11:45:18  
**Attachments:** [image005.png](#)  
[image006.png](#)  
[image007.png](#)  
[image008.png](#)  
[image009.png](#)

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Dear Sirs

I refer to the correspondence from Burges Salmon below. I confirm on behalf of my clients, Friends Life/Aviva Investors, agreement to the statement provided. As soon as the agreement with Highways England has been completed I will be able to write further to confirm that my clients' objection (RR-016) has been withdrawn.

Yours faithfully

**Vicky Fowler**  
*Partner*

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Gowling WLG is the new name for Wragge Lawrence Graham & Co

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**From:** Jen Ashwell [<mailto:Jen.Ashwell@burges-salmon.com>]  
**Sent:** Friday 02 June 2017 11:34  
**To:** 'Richard Price'; 'M20 Junction 10A'  
**Cc:** Salvatore Zappala; [Deborah.Hagarth-Dodd@Highwaysengland.co.uk](#) ([Deborah.Hagarth-Dodd@highwaysengland.co.uk](#)); Vicky Fowler  
**Subject:** M20 Junction 10A Development Consent Order [BURGES-WO.FID8441884]

Dear Sirs

**M20 Junction 10A DCO**

Please find attached an updated joint statement on behalf of the Applicant and Friends Life Limited. This provides the most up to date position to the ExA prior to the close of the Examination later today.

Gowling WLG, acting for Friends Life Limited, will email separately to confirm their agreement to this statement.

Yours faithfully

BURGES SALMON LLP

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**Jen Ashwell**

Solicitor

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**Application by Highways England for an order granting development consent for the proposed M20 Junction 10a**

**Update for Close of Examination on 2 June 2017**

**AGREED JOINT STATEMENT OF HIGHWAYS ENGLAND AND FRIENDS LIFE LIMITED**

The terms of this statement have been agreed between Friends Life Limited (the "Interested Party") and Highways England (the "Applicant") for submission at the close of the Examination.

The Interested Party owns and controls land known as Sevington, North Highfield Lane which sits between the M20 and the CTRL ("the Site"). Part of the Site is included in the land to be compulsorily acquired pursuant to the proposed Development consent.

Without prejudice discussions between the parties have concluded and an agreement is being circulated for signature by both parties. Once signed and completed, the agreement will enable the Interested Party to remove its objection to the compulsory acquisition of its land pursuant to the DCO. An agreed position has now been reached on all points and plot-specific details are set out in the table below.

The key points that were previously flagged as being under discussion between the parties are all now resolved.

By way of summary, the matters now agreed are as follows:

<b>Plot number/issue</b>	<b>Status</b>
<b>Plot 3/16/a</b>	It has been agreed that the car parking requested by the Interested Party on this land cannot be accommodated due to the use of the land for dormouse mitigation.
<b>Plot 3/16/b</b>	The Applicant has agreed to grant an easement to the Interested Party for a drainage pipe over this plot.
<b>Plot 3/16/c</b>	The Applicant has agreed to site its temporary construction compound elsewhere and agreed to use this plot in connection with the Southern Gas Networks gas main diversion only.
<b>Plot 3/16/d</b>	The Interested Party has no objection to the Applicant's use of this plot subject to the Applicant informing the Interested Party of the Applicant's construction timetable/programme.
<b>Plot 3/16/e</b>	The Applicant and the Interested Party have agreed to share the use of this plot for the purposes of environmental mitigation.
<b>Plot 3/16/g</b>	The Interested Party has no objection to the Applicant's use of this plot.
<b>Plot 4/16/a+b</b>	The Interested Party has no objection to the Applicant's use of these plots subject to the provision of a pre and post schedule of condition and the restoration of the land following the Applicant's works.
<b>Plot 4/16/c</b>	The Interested Party is obliged under a separate planning agreement to transfer part of this plot to Kent County Council eight weeks after the Interested Party being granted planning permission for the proposed Stour Park Development. The Applicant has completed an agreement

	direct with Kent County Council in relation to this plot in order to provide reassurance that the Applicant will not act to interfere with the delivery of the proposed turning loop in this location. The Applicant has also included amendments to the DCO to provide further reassurance to Kent County Council.
<b>Plot 4/16/d</b>	The Interested Party has removed its objection in relation to this plot.
<b>Plot 4/16/e+f+g</b>	These plots have now been removed from the DCO.
<b>Programme of works</b>	The Applicant will share its programme of works with the Interested Party where those works are due to take place on or immediately adjoining the Interested Party's land.
<b>High pressure gas main diversion</b>	The Interested Party has agreed to grant the necessary rights and interests to Southern Gas Networks to accommodate the small area included within the 9 metre buffer for the gas main diversion that is outside of the Order limits subject to an agreed construction statement and programme and providing an undertaking to return the site to a condition satisfactory to Friends Life and providing a suitable indemnity in favour of Friends Life.
<b>Alternative Scheme</b>	A procedure for agreeing the commercial terms regarding the delivery of the Alternative Scheme has been agreed.

The Applicant wishes to emphasise that it is not the intention of the Applicant to seek to remove any plots from the proposed compulsory acquisition powers, nor is it the Applicant's intention to remove any of the interests owned by the Interested Party from the order (save where mentioned above or where otherwise subsequently agreed).

**Dated: 2 June 2017**