

M20 Junction 10a Case Team
The Planning Inspectorate
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By email only: M20Junction10a@pins.gsi.gov.uk

Dear Sirs

Planning Act 2008 (as amended)
Application by Highways England (the “Applicant”) for an Order granting Development Consent for the M20 Junction 10a

The Applicant has reviewed the correspondence sent to the Secretary of State by The Village Alliance regarding the provision of a vehicle turning facility at the junction of Kingsford Street and Highfield Lane (“the turning loop”).

It has always been and remains the Applicant’s position that the turning loop does not form part of the Applicant’s proposal for the M20 Junction 10A works. However, the Applicant worked with Kent County Council (“KCC”) and Ashford Borough Council (“ABC”) during the DCO examination period to reach a solution to the provision of the turning loop by KCC which was acceptable to all parties.

As the Secretary of State will be aware, the Applicant entered into an agreement with KCC which governs the delivery of the turning loop by KCC. Details of that agreement are set out in the Statement of Common Ground between KCC and the Applicant (REP9-006).

It is the Applicant’s understanding that the section 106 agreement entered into between Friends Life Limited (“FLL”), KCC and ABC dated 13 September 2017 obliges FLL to transfer the land required for the turning loop to KCC no later than eight weeks following the date of that agreement.

The Applicant has not agreed with KCC or ABC that the turning loop works had to be carried out prior to the construction of the Applicant’s development. The agreement with KCC allows for the turning loop works to be carried out either before or after the Applicant’s works.

There is potential for the works to be carried out simultaneously, however, this will need careful consideration as it will give rise to issues regarding contractor responsibilities and liabilities under the Construction (Design and Management) Regulations 2015 and other matters.



The Applicant amended the draft DCO to ensure that the turning loop can be factored into the Applicant's LEMP, CEMP and HEMP. The Applicant's agreement with KCC also confirms that the Applicant will not prevent the delivery of the turning loop and will not act to impede its construction or delivery.

The Applicant will continue to work with KCC and ABC to ensure that the M20 Junction 10A works will not prevent the delivery of the turning loop in the future.

Yours faithfully

HIGHWAYS ENGLAND