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30 September 2016

Dear Sirs

**Planning Act 2008
Application for the proposed Silvertown Tunnel
Application ref: TR000021**

We write further to the letter dated 13 September 2016 sent under Rule 6 of the Infrastructure Planning (Examination Procedure) Rules 2010 ("the Rule 6 Letter") in connection with the above application.

Transport for London ("the applicant") confirms that it will be attending the Preliminary Meeting on 11 October 2016 and wishes to reserve its position to make oral representations on any of the agenda items listed in Annex A of the Rule 6 Letter.

The applicant also confirms that it will be attending and wishes to make oral representations at the issue-specific hearing ("ISH") on the wording of the draft DCO scheduled to take place on 12 October 2016. The applicant will also attend the Open Floor Hearings scheduled to take place on 13 October 2016 and will be available to respond to comments and make oral representation as necessary.

In advance of the Preliminary Meeting, to aid the Examining Authority, the applicant wishes to highlight three specific issues raised in the Rule 6 Letter on which it wishes to speak at the Preliminary Meeting. However, its representations at the Preliminary Meeting will not be limited to these issues.

1. Principal Issues (Annex B of the Rule 6 Letter)

In respect of principal issue 7 (policy and objectives), the applicant wishes to take the opportunity at the Preliminary Meeting to give its view, for the benefit of all parties, on the policy hierarchy against which the proposed Silvertown Tunnel application should be assessed.

2. Draft examination timetable (Annex C of the Rule 6 Letter)

January hearings

The draft examination timetable proposes hearings between 10 and 13 January 2017 (inclusive). However, these dates pose difficulties for the applicant. The applicant is being advised on this application by leading counsel, Michael Humphries QC. However, Mr Humphries

is appearing in the Supreme Court that week and will therefore not be available to appear at the proposed hearings. As will be appreciated, there is no flexibility in terms of timing for the Supreme Court. Mr Humphries has been involved in the preparation of the Silvertown application from the outset, and has been advising on a number of key technical matters including air quality, noise, traffic modelling and user charging issues, all of which are the subject of hearings in that week.

Bearing in mind the significance of these issues and therefore the undesirability of the applicant appearing without leading counsel, or, indeed having to appoint new counsel at this stage of the process, the applicant proposes that the hearings are rescheduled to take place in the following week (commencing Monday 16 January) as follows:

- 17 January – DCO Issue-specific Hearing ("ISH")
- 18 January – Traffic modelling, forecasting and user charging ISH
- 19 January – Air quality, noise and other environmental issues ISH
- 20 January (AM) – Economic issues ISH
- 20 January (PM) – Compulsory acquisition hearing (if required)

The applicant considers this proposed change could be made without having any impact on the remainder of the draft examination timetable. As will be noted, it is proposed that the sequence of the January hearings is re-arranged. This is to avoid any consequential impacts on the remainder of the timetable, particularly the proposed Deadline 3 on 25 January 2017. One of the proposed deliverables for this deadline is a revised draft of the DCO. By holding the DCO ISH first (on 17 January 2017), the applicant would have sufficient time to take account of any issues raised in that hearing when preparing the revised draft DCO to be submitted on 25 January 2017.

Deadline 2

The applicant notes that the proposed Deadline 2 on 8 December 2016 clashes with a day reserved for an open floor hearing and a compulsory acquisition hearing (should they be required). It is also towards the end of a working week, which could potentially mean that the documents submitted on that deadline may not appear on the Planning Inspectorate's website until the following week.

As a result, to ease the burden on all parties, the applicant proposes that Deadline 2 is pushed back to Wednesday 14 December 2016.

ISH on economic issues

The applicant wishes to obtain clarity from the Examining Authority as to the likely scope of the ISH on economic issues currently proposed to take place on 12 January 2017.

Deadline 6

The applicant notes that the proposed Deadline 6 (5 April 2017) includes the submission of; (a) comments from any parties on the Examining Authority's draft DCO; and (b) the applicant's final draft DCO. Having both events on the same date would mean that the applicant would not have any opportunity to take into account comments from interested parties on the Examining Authority's draft DCO before submitting its final draft of the DCO.

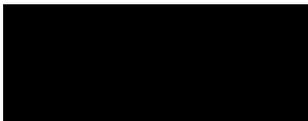
Accordingly, the applicant proposes that the submission of the applicant's final draft DCO should be removed from Deadline 6 and added as a new final deadline in the following week (week commencing 10 April 2017).

3. **Statements of Common Ground (Annex G of the Rule 6 Letter)**

Annex G of the Rule 6 Letter requests that a number of Statements of Common Ground ("SoCG") are prepared by the applicant and interested parties, for submission into the examination at Deadline 1 (proposed to be on 15 November 2016). The applicant notes this request, but has some queries as to the need for SoCGs with the named interested parties for certain topics. In particular, the applicant queries the rationale for entering into a SoCG with the Marine Management Organisation ("the MMO") in respect of both flood risk and cultural heritage issues which are topics the applicant considers are outside of the MMO's functions.

If you would like to discuss any aspect of this letter, please do not hesitate to contact me.

Yours faithfully,

A large black rectangular redaction box covering the signature area.

David Rowe

Head of Silvertown Sponsorship Team