

SILVERTOWN TUNNEL

APPLICANT'S POSITION STATEMENT IN RESPECT OF THE PORT OF LONDON AUTHORITY

1. INTRODUCTION

- 1.1 This document summarises the Applicant's position in respect of discussions that have been held between it and the Port of London Authority ("the PLA") prior to and during the examination into the Applicant's DCO application for the proposed Silvertown Tunnel.
- 1.2 This position statement sets out the Applicant's view of discussions only and does not in any way consist of a joint position. However, it is hoped that the PLA would concur with its contents.
- 1.3 A reference to an article number in this position statement should be read in the context of the article numbering employed in revision 5 of the dDCO submitted at Deadline 6.

2. MATTERS DISCUSSED

- 2.1 The Applicant considers that the following matters are now settled between it and the PLA:
 - 2.1.1 the drafting of the dDCO including, but not limited to, articles 17, 29, 30, 47, 69 and the protective provisions for the PLA's benefit contained in Part 4 of Schedule 13 to the dDCO (please see the Applicant's various explanatory documents in respect of the dDCO drafting submitted during the examination, which explain the basis for amendments made);
 - 2.1.2 the principle of river use during construction (including derogations);
 - 2.1.3 the basis for compensation for the temporary occupation of the PLA's land;
 - 2.1.4 environmental assessments undertaken;
 - 2.1.5 protections for the PLA in respect of navigational risk; and
 - 2.1.6 protections for the PLA in respect of tunnel design (including limits of deviation, works plans and the depth of the tunnel).
- 2.2 The Applicant considers differences remain between the parties on the following matters:
 - 2.2.1 the basis for compensation for compulsory acquisition of the PLA's land, with the PLA seeking a share of user charging receipts;
 - 2.2.2 impacts on wharves (including impacts on existing tenants and access to Peruvian Wharf in particular); and
 - 2.2.3 long-term maintenance of the NAABSA berth.

10 April 2017