

The Lake Lothing (Lowestoft) Third Crossing Order 201[*]



Lake Lothing
**THIRD
CROSSING**

Document SCC/LLTC/EX/110: Explanation of changes to draft DCO

Planning Act 2008

**The Infrastructure Planning (Applications: Prescribed Forms and Procedure)
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THE LAKE LOTHING (LOWESTOFT) THIRD CROSSING ORDER

EXPLANATION OF CHANGES MADE TO THE DRAFT DCO AT DEADLINE 9 (REV 4)

1. INTRODUCTION

- 1.1 This document provides a commentary on changes made to the draft Development Consent Order ("dDCO") in the version submitted at Deadline 9 (26 April 2019) (DCO Revision 4), compared with the version of the draft DCO submitted at Deadline 5 (DCO Revision 3) (Examination Library document reference REP5-003). The Applicant's revised draft DCO (Revision 4) is document 3.1 (Revision 4) [SCC/LLTC/EX/108], and an electronic .pdf comparison between the two versions has also been submitted [SCC/LLTC/EX/109].
- 1.2 In broad terms the changes made in the latest dDCO have been made for the following reasons:
- 1.2.1 changes arising from issues raised by Interested Parties in their submissions to the Examination;
 - 1.2.2 on-going discussions with Interested Parties, including the MMO; and
 - 1.2.3 other points which the Applicant has identified as requiring amendment since revision 2 of the draft DCO was submitted at Deadline 4.

2. TABLE OF CHANGES TO THE DRAFT DCO REVISION 4

Provision in revised draft DCO and/or issue	Brief description and explanation
General	A number of minor amendments have been made to the draft Order to reflect the latest drafting conventions set out in the most recently made DCOs, in particular, The Port of Tilbury (Expansion) Order 2019.
Article 5 (limits of deviation)	A new paragraph has been added to this article to deal with limits of deviation associated with the depth of dredging to be undertaken. This amendment has been made further to the MMO's submissions to the Examination (REP5-036) and the Applicant's discussions with the MMO.
Article 40 (scheme of operation)	A small change has been made to this article following the comments of the Lowestoft Cruising Club in its Deadline 7 submission (REP7-0010).
Schedule 2, requirement 3 (design of the authorised development)	A new sub-paragraph has been added to this requirement following discussions with East Suffolk Council.
Schedule 2, requirement 12 (traffic mitigation)	A new sub-paragraph has been added to this requirement following discussions with Northumbrian Water Limited.
Schedule 12 (DML)	The Deemed Marine Licence has been amended to reflect discussions with the MMO. It is understood that, with the exception of condition 23, the DML is now agreed, as noted in the SoCG.
Schedule 4 (Permanent Stopping Up of Highways and Private Means of	These Schedules have been amended following discussions with Cadent Gas Limited.

Provision in revised draft DCO and/or issue	Brief description and explanation
Access and Provision of New Highways and Private Means of Access), Schedule 6 (Land in which only new rights etc. may be acquired) and Schedule 9 (land of which only temporary possession may be taken)	
Schedule 13 (Part 3) (for the protection of the Environment Agency)	Changes to this part of the Schedule have been agreed with the Environment Agency, as noted in their SoCG.
Schedule 14 (documents to be certified)	The list of documents to be certified has been updated to reflect the changes made to revision 4 of the draft DCO.