

**M42 Junction 6 Improvement
TR010027**

**5.2 Annex M: Table of Protective Provisions
for Statutory Undertakers**

Regulation 5(2)(q)

Planning Act 2008

Infrastructure Planning (Applications: Prescribed

Forms and Procedure) Regulations 2009

Infrastructure Planning

Planning Act 2008

The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009

M42 Junction 6 Improvement

Development Consent Order 202[]

5.2 Consultation Report

Annex M: Table of Protective Provisions for Statutory Undertakers

Regulation Number	Regulation 5(2)(q)
Planning Inspectorate Scheme Reference	TR010027
Application Document Reference	5.2 Consultation Report Annex M
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Version	Date	Status of Version
Rev 1	January 2019	DCO Application

No	Statutory Undertaker (as identified by Regulation 11 List)	Affected (Y/N)	Reasons for preparing / not preparing Protective Provisions:	Link to the proposed draft Protective Provision
1	Western Power Distribution	Y	<i>A Protective Provision has been drafted and sent to the Statutory Undertaker. Discussions are ongoing regarding the Scheme and its impact on the apparatus. It is likely that an agreement can be reached prior to the close of the Examination.</i>	<i>In schedule 10 plus articles 35 and 42 of the Development Consent Order.</i>
2	ESP	N	n/a	n/a
3	Fulcrum	N	n/a	n/a
4	GTC	N	n/a	n/a
5	National Grid (Cadent Gas)	Y	<i>A Protective Provision has been drafted and sent to the Statutory Undertaker. Discussions are ongoing regarding the Scheme and its impact on the apparatus. It is likely that an agreement can be reached prior to the close of the Examination.</i>	<i>In schedule 10 plus articles 35 and 42 of the Development Consent Order.</i>
6	National Grid (Cadent Electricity)	Y	<i>A Protective Provision has been drafted and sent to the Statutory Undertaker. Discussions are ongoing regarding the Scheme and its impact on the apparatus. It is likely that an agreement can be reached prior to the close of the Examination.</i>	<i>In schedule 10 plus articles 35 and 42 of the Development Consent Order.</i>
7	Mast Data	N	n/a	n/a

No	Statutory Undertaker (as identified by Regulation 11 List)	Affected (Y/N)	Reasons for preparing / not preparing Protective Provisions:	Link to the proposed draft Protective Provision
8	BT (Open reach)	Y	<p><i>A Protective Provision has been drafted and sent to the Statutory Undertaker. Discussions are ongoing regarding the Scheme and its impact on the apparatus. It is likely that an agreement can be reached prior to the close of the Examination.</i></p>	<p><i>In schedule 10 plus articles 35 and 42 of the Development Consent Order.</i></p>
9	CA Telecom/COLT	Y	<p><i>A Protective Provision has been drafted but not yet sent to the Statutory Undertaker. Awaiting response to C3 estimate request.</i></p> <p><i>It is likely that an agreement can be reached prior to the close of the Examination.</i></p>	<p><i>In schedule 10 plus articles 35 and 42 of the Development Consent Order.</i></p>
10	Genesys	Y	<p><i>A Protective Provision has been drafted but not yet sent to the Statutory Undertaker. Awaiting response to C3 estimate request.</i></p> <p><i>There is a high likelihood of agreeing the wording before the examination closure deadline.</i></p>	<p><i>In schedule 10 plus articles 35 and 42 of the Development Consent Order.</i></p>
11	Instalcom	N	n/a	n/a
12	Virgin Media	N	n/a	n/a
13	Vodafone	N	n/a	n/a
14	Network Rail	N	n/a	n/a

No	Statutory Undertaker (as identified by Regulation 11 List)	Affected (Y/N)	Reasons for preparing / not preparing Protective Provisions:	Link to the proposed draft Protective Provision
15	Seven Trent Water (Potable)	Y	<i>A Protective Provision has been drafted and sent to the Statutory Undertaker. There is a high likelihood of agreeing the wording before the examination closure deadline.</i>	<i>In schedule 10 plus articles 35 and 42 of the Development Consent Order.</i>
16	Severn Trent Water (Sewers)	Y	<i>A Protective Provision has been drafted and sent to the Statutory Undertaker. There is a high likelihood of agreeing the wording before the examination closure deadline.</i>	<i>In schedule 10 plus articles 35 and 42 of the Development Consent Order.</i>
17	Interoute Vitesse	Y	<i>Draft Protective Provision wording was sent to the Zayo who lease the equipment to Interoute Vitesse – see note below.</i>	<i>In schedule 10 plus articles 35 and 42 of the Development Consent Order.</i>
18	Zayo Group	Y	<i>A Protective Provision has been drafted and sent to the Statutory Undertaker. Zayo have confirmed that they are content with the provisions.</i>	<i>In schedule 10 plus articles 35 and 42 of the Development Consent Order.</i>
19	Esso Petroleum Company Ltd* *Note that they are not prescribed statutory undertaker but may require appropriate protective provisions suitable for an operator of a fuel pipeline.	Y	<i>A Protective Provision has been drafted and sent to the Statutory Undertaker. There is a high likelihood of agreeing the wording before the examination closure deadline.</i>	<i>In schedule 10 plus articles 35 and 42 of the Development Consent Order.</i>