

From: Naomi Bolt <NBolt@geraldeve.com>

Sent: 21 October 2019 17:39

To: M42 Junction 6 <M42Junction6@planninginspectorate.gov.uk>

Cc: Gary Masters <Gary.Masters@thenec.co.uk>; Adam Rhead <ARhead@geraldeve.com>

Subject: The NEC- CA Hearing 2.

Good afternoon,

Gerald Eve LLP acts for The NEC in respect of Highways England (HE) DCO application.

I previously spoke to one of your colleagues on 17 October regarding our attendance at the upcoming Compulsory Acquisition Hearing 2 on Tuesday 22nd October. I weren't sure whether it would be necessary for us to attend, given we were in advanced discussions with the Applicant. She advised me that it would be advisable to email you in advance of the hearing and provide a letter with further details.

I can now confirm that Gerald Eve and The NEC will not be appearing at tomorrow's CA Hearing 2.

Please see the attached letter for details of our progress to date with HE.

Kind regards

Naomi

Naomi Bolt

Associate

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21 October 2019

Our ref: U0007293/ARHE/NABO/ANNI

Your ref: TR010027-000568-20190805

Dear Sir/Madam,

**Highways England (“the Applicant”)
Application by Highways England for a Development Consent Order (DCO)
M42 Junction 6 scheme (“the Scheme”)
Compulsory Acquisition Hearing 2 (22 October 2019).**

Gerald Eve LLP acts for the National Exhibition Centre Limited (“NEC Limited”) in respect of the Applicant’s DCO application for the Scheme.

NEC Limited attended the Compulsory Acquisition Hearing on 20 August 2019 to discuss its representations regarding ExQ2. It has continued discussions with the Applicant and BDB Pitmans LLP as per its Deadline 5 update, issued on 2 September 2019 with a view to reaching an agreement.

Current position

The NEC Limited is in receipt of the following:

- An advanced draft Statement of Common Ground (“SoCG”) received from the Applicant on 16 October 2019. We are satisfied with this version of the SoCG and this should be signed by the parties in the forthcoming days.
- Draft heads of terms (“HoTs”) for an agreement on 17 October 2019 which were promised during a call with the Applicant, AECOM and BDB Pitmans LLP on 12 September 2019. NEC Limited has issued comments and proposed amendments on the HoTs to AECOM today (21 October 2019).

Given recent progress between the parties, we do not consider attendance at Compulsory Acquisition Hearing 2 to be an effective use of time.

We will keep PINS advised of further progress once final versions have been signed. NEC Limited will notify PINS to withdraw its representation dated 27 March 2019 once the SoCG and the Formal Agreement (as referred to in the HoTs) are signed and completed.

We hope that this is useful update for the purpose of Compulsory Acquisition Hearing 2, and we thank PINS for their continuing support throughout this process.

Please do not hesitate to contact Adam Rhead using the contact details below if you have any questions.

Yours faithfully



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