



Issue Specific Hearing 7 on the draft Development Consent Order

Action Points

Application by Highways England for an Order Granting Development Consent for the M42 J6 Improvement Project.

Agreed actions arising from Issue Specific Hearing 7 on the **draft Development Consent Order (DCO4)**, held at the Ramada Hotel, The Square, Solihull on **23 October 2019**.

Action Points

Action	Party	Deadline
1 Article 39: trees and hedgerows The Applicant to provide plans that superimpose the work plans on the plans showing the results of the arboricultural survey (ES 8.2). The Applicant is to consider whether paragraph (1) should, for the avoidance of doubt, omit ancient woodland. In the final dDCO to be submitted at D9, the Applicant is to amend paragraph (2) to also refer to paragraph (4) and to hedgerows, in addition to paragraph (1) and to trees and shrubs. Paragraph ordering should then be amended to improve flow.	The Applicant	D7
2 Schedule 1: authorised development (m) satellite compounds The Applicant to consider whether the Management Plan for the Main Site Compound could also cover, where relevant, measures that will be put in place to mitigate the social and environmental effects which may occur as a result of activities at the satellite compounds, or whether further safeguards/ measures should be added to the existing commitments in the OEMP/ REAC?	The Applicant	D8



Action	Party	Deadline
3 Schedule 1: authorised development (m) satellite compounds The Applicant to confirm the indicative duration of the Catherine-de-Barnes South compound.	The Applicant	D7
4 Schedule 1: authorised development (m) satellite compounds The Applicant to review the location of the compound for the reconfiguration of the WGAA with a view to using the existing access from Catherine-de-Barnes Lane. <i>Otherwise, the ExA consider that sufficient details have been provided in the responses to the actions from ISH DCO3 (8.72), given that the controls set out in the OEMP (R4) also apply.</i>	The Applicant	D8
5 Schedule 1: authorised development (m) satellite compounds M42 Junction 5a east and west compounds The secondary access to both these compounds from Solihull Road is described as: <i>using Catherine-de-Barnes Lane from Clock Interchange. No construction vehicles would be permitted through Hampton in Arden.</i> The Applicant to consider the possibility of similarly precluding construction vehicles from travelling through Catherine-de-Barnes.	The Applicant	D8
6 Requirement 1: interpretation The Applicant and Birmingham Airport to agree the interpretation of 'airport safeguarding zone' and Birmingham Airport.	The Applicant and Birmingham Airport	D7



Action	Party	Deadline
7 Requirement 3: detailed design The Applicant and Birmingham Airport to consider whether an additional proviso should be added to the end of R3.2 to read ' <i>or result in significant operational limitations being imposed upon Birmingham Airport</i> '.	The Applicant and Birmingham Airport	D7
8 Requirement 3: detailed design & Article 6: limits to deviation The Applicant and Birmingham Airport to consider and agree where the requirement to consult with Birmingham Airport should best be located in the DCO; at R3.2 (as currently), or moved to Article 6 at 6.2, or at both R3.2 and Art6.2.	The Applicant and Birmingham Airport	D7
9 Requirement 4: OEMP The Applicant to update the OEMP and any associated plans by Deadline 9.	The Applicant	D9
10 Requirement 4: OEMP 3c In accepting the hours of working sought by the Applicant, Solihull MBC seek to prevent annoying and disturbing levels of noise before 08.00 hours. Solihull MBC are to provide an indication of the noise levels that they would seek to apply in assessing what might constitute an 'annoying' or 'disturbing' noise.	Solihull MBC	D8
11 Requirement 9: archaeological remains The Applicant, Solihull MBC and the County Archaeologist to consider and confirm how the requirement to provide a written scheme for the investigation of areas of archaeological interest should operate in the light of the archaeological work already undertaken.	The Applicant, Solihull MBC and the County Archaeologist	D8



Action	Party	Deadline
12 Requirement 13: Bickenhill Meadows SSSI The Applicant is to amend R13.(1) to require consultation with Natural England and consider whether Warwickshire Wildlife Trust should also be listed. The Applicant is to add to the end of R13.(2)(b), something like, ' <i>that must be taken, in the event that the trigger points are met/exceeded</i> '. The Applicant to consider how the commitments of the draft monitoring management plan are best captured, whether that be by cross-referencing the REAC or whether it should be a Certified Document	The Applicant	D9
13 Community Liaison Officer The Applicant to set out the role of the Community Liaison Officer within the REAC to ensure consultation with the Parish Councils on Requirement 5 (landscaping proposals) and Articles 16 and 17 (notice of temporary and permanent stopping up).	The Applicant	D9
14 Taxi parking The Applicant and Solihull MBC to identify measures for controlling taxi parking, especially in those locations identified in the D6 submissions from Interested Parties.	The Applicant and Solihull MBC	D7
15 Letter from the Applicant to Mr O'Reilly The Applicant to write to Mr O'Reilly setting out the aims and objectives for landscaping and other mitigating measures that could be implemented around Four Winds.	The Applicant	D7



Action	Party	Deadline
16 Response from Mr O'Reilly Mr O'Reilly to respond to the aims and objectives of the mitigating measures proposed. The response can be by D8 or D9 to provide a reasonable opportunity to consider the implications of the proposals.	Mr O'Reilly	D8 or D9
17 Statements of Common Ground The Applicant to clarify the status of 'final' SoCGs where issues are identified as 'under discussion' and to outline the implications for the resolution, or otherwise, of such issues.	The Applicant	D7
18 Barber's Coppice Roundabout The Applicant to review and respond to the D6 submissions from Mr O'Reilly following the ISH on living conditions, which sets out the 'length' of Barber's Coppice Roundabout with reference to <i>8.23 Lighting Technical Note</i> .	The Applicant	D8