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To: All Interested Parties

Your Ref:

Our Ref: TR010027

Date: 28 October 2019

Dear Sir/ Madam

The Planning Act 2008 and The Infrastructure Planning (Examination Procedure) Rules 2010 – Rule 8(3)

Application by Highways England for an Order Granting Development Consent for the M42 Junction 6 Improvement

Notification of a change to the Examination Timetable

The Examining Authority (ExA) held its fourth and final Issue Specific Hearing (ISH7) on the draft Development Consent Order (dDCO) on 23 October 2019. Arising from ISH7 are a number of agreed actions [[EV-044](#)], primarily for the Applicant, which require a response by Deadline 8, on 5 November 2019.

We believe it would be sensible to review those responses before issuing our preferred dDCO or dDCO commentary. Consequently, we have made a procedural decision to amend the Examination Timetable to allow for this.

The Examination Timetable provided at Annex A to the ExA's Rule 8(3) letter of 13 September 2019 is therefore superseded by the amended Examination Timetable provided at Annex A to this letter (28 October 2019). This puts back publication of the ExA's preferred dDCO or commentary (if required) until 8 November 2019.

To allow the Applicant opportunity to consider the ExA's preferred dDCO or commentary, prior to submitting its final dDCO, Deadline 9 is pushed back to 15 November 2019. The deadline for comments from Interested Parties on the ExA's preferred dDCO or commentary is also changed from Deadline 8 to Deadline 9.

Yours faithfully

David Cullingford

Lead Member of the Panel

Amended Examination Timetable, 28 October 2019

| Item | Matters | Due Dates |
|------|--|----------------------------------|
| 1 | 10.00 Preliminary Meeting 18.30 Open Floor Hearing | Tuesday 21 May 2019 |
| 2 | 14.00 Issue Specific Hearing: Content of the draft Development Consent Order (DCO 1) | Wednesday 22 May 2019 |
| 3 | Issue by the Panel of: <ul style="list-style-type: none"> Examination Timetable The Panel's First Written Questions | Friday 31 May 2019 |
| 4 | Deadline 1 (D1) Deadline for the receipt of: <ul style="list-style-type: none"> Notification of wish to speak at a Compulsory Acquisition Hearing Request to hold a further Open Floor Hearing Notification of wish to speak at an Issue Specific Hearing Notification of suggested locations, and their justifications, for the Accompanied Site Inspection (ASI) on 3 and 4 July and any comments on the current draft ASI – which was submitted prior to the PM where 2 days for the ASI was agreed Notification by statutory parties of wish to be considered as an Interested Party Notification of wish to have future correspondence electronically Comments on Relevant Representations (RRs) Written Representations (WRs) and summaries of all WRs which exceed 1500 words Any further information requested by the Panel for this Deadline | Monday 3 June 2019 |

| Item | Matters | Due Dates |
|------|--|--|
| 5 | <p>Deadline 2 (D2)</p> <p>Deadline for receipt of:</p> <ul style="list-style-type: none"> • Local Impact Reports (LIRs) from local authorities • Statements of Common Ground (SoCGs) requested by the Panel • Responses to the Panel’s First Written Questions • Applicant to provide a final ASI itinerary based on requests received at D1 and discussions with Case Team • Post hearing submissions including written submissions of oral case, arising from hearings held on 21 or 22 May • Comments on any additional information and submissions received for D1 • Comments on any further information requested by the Panel for Deadline 1 | <p>Monday 24 June 2019</p> |
| 6 | <p>Issue Specific Hearing (10.00) on:</p> <p>Content of the draft Development Consent Order (DCO 2)</p> | <p>Tuesday 2 July 2019</p> |
| 7 | <p>Issue Specific Hearing (14.00) on:</p> <p>Need for improvements at junction 6 on the M42</p> | <p>Tuesday 2 July 2019</p> |
| 8 | <p>Accompanied Site Inspection, to include for example:</p> <ul style="list-style-type: none"> • Junction improvements • NEC, Airport, Arden Hotel, Sports club, businesses • Bickenhill, Catherine de Barnes, Hampton in Arden • Locations requested as necessary | <p>Wednesday 3 and Thursday 4 July 2019</p> |

| Item | Matters | Due Dates |
|------|--|---------------------------------|
| 9 | <p>Deadline 3 (D3)</p> <p>Deadline for receipt by the Panel of:</p> <ul style="list-style-type: none"> • Comments on WRs which were received at D2 • Any responses to comments on RRs which were received at D1 • Comments on LIRs which were received at D2 • Comments on responses received at D2 to the Panel's First Written Questions • Post hearing submissions including written submissions of oral cases, arising from Hearings on 2 July 2019 • Updates to Statements of Common Ground • Responses to any further information requested by the Panel • Comments on any additional information or submissions received for the previous deadline | Monday 15 July 2019 |
| 10 | Issue of the Panel's Second Written Questions | Monday 5 August 2019 |
| 11 | <p>Deadline 3A</p> <p>Deadline for receipt of:</p> <ul style="list-style-type: none"> • Updated Guide to the Application • Outline Management Plan for Main Site Compound • Consideration of Alternative Locations for the M42 Junction 6 Main Site Compound • Response to CPRE Letter dated 15 July 2019 • Transport Modelling Hierarchy | Monday 12 August 2019 |
| 12 | Compulsory Acquisition Hearing (10.00) Compulsory Acquisition (CA) and Temporary Possession (TP) | Tuesday 20 August 2019 |
| 13 | Issue Specific Hearing (10.00) on: Content of the draft Development Consent Order (DCO 3) | Wednesday 21 August 2019 |
| 14 | Open Floor Hearing (18.00) | Thursday 22 August 2019 |

| Item | Matters | Due Dates |
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| 15 | <p>Deadline 4 (D4)</p> <p>Deadline for receipt of:</p> <ul style="list-style-type: none"> • Responses to the Panel's Second Written Questions • Responses to any further information requested by the Panel • Updates to Statements of Common Ground (SoCG) requested by the Panel • Comments on any additional information or submissions received by previous deadline | <p>Monday</p> <p>2 September</p> <p>2019</p> |
| 16 | <p>Deadline 5 (D5)</p> <p>Deadline for receipt of:</p> <ul style="list-style-type: none"> • Applicant's revised draft DCO • Responses to further information requested by the Panel • Post hearing submissions including written submissions of oral cases, arising from Hearings on 20-22 August 2019 • Comments on any additional information or submissions received by previous deadline | <p>Monday</p> <p>16 September</p> <p>2019</p> |
| 17 | <p>Publication by the Panel of:</p> <ul style="list-style-type: none"> • further Written Questions (ExQ3) | <p>Monday</p> <p>23 September</p> <p>2019</p> |
| 18 | <p>Issue Specific Hearing (10.00) on:</p> <p>Living conditions</p> | <p>Tuesday</p> <p>1 October</p> <p>2019</p> |
| 19 | <p>Issue Specific Hearing (10.00) on:</p> <p>Environmental matters</p> | <p>Wednesday</p> <p>2 October</p> <p>2019</p> |
| 20 | <p>Issue Specific Hearing (10.00) on:</p> <p>Environmental matters continued (if required)</p> | <p>Thursday</p> <p>3 October</p> <p>2019</p> |

| Item | Matters | Due Dates |
|------|---|---|
| 21 | <p>Deadline 6 (D6) Deadline for receipt of:</p> <ul style="list-style-type: none"> • Comments on the draft DCO, submitted on D5 • Responses to the Panel’s Third Written Questions • Post hearing submissions including written submissions of oral cases, arising from Hearings on 1-3 October 2019 • Environmental Appraisals and Consultation Report on the Proposed changes to the application • Responses to any further information requested by the Panel • Comments on any additional information or submissions received by previous deadline | <p>Friday 11 October 2019</p> |
| 22 | <p>Compulsory Acquisition Hearing (CAH 2) Further consideration of Compulsory Acquisition (CA) and Temporary Possession (TP)</p> | <p>Tuesday 22 October 2019</p> |
| 23 | <p>Issue Specific Hearing on: Revised content of the draft Development Consent Order (DCO 4)</p> | <p>Wednesday 23 October 2019</p> |
| 24 | <p>Deadline 7 (D7) Deadline for receipt of:</p> <ul style="list-style-type: none"> • Comments on responses to the Panel’s Third Written Questions • Responses to any further information requested by the Panel • Comments on any additional information or submissions received by previous deadline • Post hearing submissions including written submissions of oral cases, arising from Hearings | <p>Monday 28 October 2019</p> |
| 25 | <p>Deadline 8 (D8) Deadline for receipt of:</p> <ul style="list-style-type: none"> • Responses to any further information requested by the Panel • Comments on any additional information or submissions received by previous deadline | <p>Tuesday 5 November 2019</p> |

| Item | Matters | Due Dates |
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| 26 | Publication by the Panel of: <ul style="list-style-type: none"> The Panel's preferred dDCO or dDCO commentary (if required) | Friday 8 November 2019 |
| 27 | Deadline 9 (D9) Deadline for receipt of: <ul style="list-style-type: none"> Comments on the Panel's preferred dDCO or dDCO commentary (if required) Final draft DCO to be submitted by the Applicant in the statutory instrument (SI) template with the SI template validation report, together with a revised version of the Explanatory Memorandum | Friday 15 November 2019 |
| 28 | Deadline 10 (D10) Deadline for receipt of: <ul style="list-style-type: none"> Responses to any further information requested by the Panel (if required) | Wednesday 20 November 2019 |
| 29 | The Panel is under a duty to complete the Examination of the application by the end of the period of 6 months beginning with the day after the close of the Preliminary Meeting | Thursday 21 November 2019 |

Reminder: Deadlines

Where a deadline is set on a date for the submission of any documents to the Panel, the documents must be received by the Panel by 11:59pm on that day.