

M25 junction 10/A3 Wisley interchange TR010030

9.91 Summary of amendments to dDCO as revised for Deadline 8

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

M25 junction 10/A3 Wisley interchange Development Consent Order 202[x]

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HIGHWAYS ENGLAND

M25 JUNCTION 10/A3 WISLEY INTERCHANGE SCHEME (the Scheme)

SUMMARY OF AMENDMENTS TO DRAFT DEVELOPMENT CONSENT ORDER (dDCO) AS REVISED FOR DEADLINE 8 (1 MAY 2020)

This document summarises the amendments to the dDCO which were made at deadline 8 (1 May 2020) and is intended to assist the examining authority and interested parties.

Article/Schedule reference	Description of amendment
Various	<p>The dDCO as submitted at deadline 8 contains various amendments consequential upon the examining authority's (ExA) acceptance of scheme changes 1 and 7-9 for examination, as set out in REP4a-010 and REP7-016.</p> <p>The dDCO as submitted at deadline 8 does <u>not</u> include those amendments which relate to Change 7 (Optional alternative private means of access through Heyswood Campsite), as that change is an optional alternative and does not form part of the Scheme as promoted by Highways England, as is explained in REP7-016.</p>
Article 4 – Development consent etc. granted by the Order	Further to its comments on the ExA's schedule of changes to the dDCO [REP7-012], Highways England has removed article 4(3).
Article 11 – Application of the 1991 Act	Following further discussions with Surrey County Council, Highways England has agreed that the South East Permit Scheme should apply to the carrying out of works forming part of the authorised development. Paragraphs (8) to (11) have been added to article 11 accordingly. The explanatory memorandum has also been updated to explain the effect of these amendments.

<p>Article 24 – Time limit for exercise of authority to acquire land compulsorily</p>	<p>Further to its comments on the ExA’s schedule of changes to the dDCO [REP7-012], Highways England has made minor amendments to the drafting of article 24(2) to clarify that the time limits for the exercise of the power to take temporary possession of land under article 24(2) should be read in the light of article 32(3) of the dDCO which prescribes the circumstances in which Highways England may remain in possession of land taken temporarily under article 32.</p>
<p>Article 38 - Special category land and schedule 10 (Special category land)</p>	<p>Further to the update contained in REP7-005, the plot references in article 38 and schedule 10 have been updated to reflect the sub-division of the land parcels at Park Barn Farm.</p>
<p>Article 48 – Appeals relating to Control of Pollution Act 1974</p>	<p>A new article has been inserted to provide an appeal mechanism in relation to notices issued by a local authority under section 60 and consents which may be granted by a local authority under section 61 of the Control of Pollution Act 1974. Further information is provided in the updated explanatory memorandum also submitted at deadline 8.</p>
<p>Requirement 6 (Landscaping) of Schedule 2 (Requirements)</p>	<p>Further to its comments on the ExA’s schedule of changes to the dDCO [REP7-012], Highways England has amended requirement 6(4) to incorporate the amendment suggested by the ExA.</p>

<p>Requirement 8 (Thames Basin Heaths Special Protection Area (SPA) Compensatory Habitat Creation and Enhancement Measures) of Schedule 2 (Requirements)</p>	<p>Further to its comments on the ExA's schedule of changes to the dDCO [REP7-012], Highways England has amended requirement 8(1)(g) to include a specific reference to the SPA Management and Monitoring Plan [REP4-031].</p>
<p>Requirement 9 (Cockcrow Green Bridge) of Schedule 2 (Requirements)</p>	<p>Further to its comments on the ExA's schedule of changes to the dDCO [REP7-012], Highways England notes that Change 1 (Extension of proposed Cockcrow Green Bridge) has now been accepted for examination. Accordingly, the amendment suggested by the ExA to requirement 9(3) is no longer necessary as the dDCO now includes provision as part of Work No. 35 (b) for a 25 metre soft verge wildlife crossing. Requirement 9(3) is still necessary as the provision of a soft verge wildlife crossing is conditional upon confirmation of the availability of funding from Highways England's designated funds programme, as explained at 3.1.2 of REP4a-004.</p>
<p>Requirement 11 (Buxton Wood Mitigation Area) of Schedule 2 (Requirements)</p>	<p>Further to its comments on the ExA's schedule of changes to the dDCO [REP7-012], Highways England has amended requirement 11(1) to incorporate the amendment suggested by the ExA.</p>
<p>Requirement 18 (Protection of certain tree roots at RHS Garden Wisley)</p>	<p>Highways England has amended requirement 18 to respond to comments made by Guildford Borough Council in REP7-022.</p>

<p>Schedule 9 – Protective provisions</p>	<p>Surrey County Council in respect of ordinary watercourses (Part 4)</p> <p>Highways England has amended the protective provisions for the protection of Surrey County Council as a drainage authority in respect of ordinary watercourses following discussions with Surrey County Council. The wording of the protective provisions has now been agreed with Surrey County Council.</p> <p>Southern Gas Networks (Part 5)</p> <p>Following negotiations with Southern Gas Networks, Highways England has agreed amended protective provisions with Southern Gas Networks for its protection as a gas undertaker.</p> <p>National Grid (Part 6)</p> <p>Following negotiations with National Grid, Highways England has agreed amended protective provisions with National Grid for its protection as an electricity undertaker.</p>
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