



Lower Thames Crossing 7.21 Stakeholder Actions and Commitments Register (Tracked changes version)

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Lower Thames Crossing

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1 Executive summary

- 1.1.1 The purpose of this Stakeholder Actions and Commitments Register (SAC-R) is to provide a list of design, construction, and operational related commitments given to stakeholders that are secured within the Development Consent Order (DCO) but which do not naturally sit within the Register of Environmental Actions and Commitments (REAC), the outline management documents or other control documents secured under Schedule 2 of the draft DCO and are not contained within side agreements (agreed with specific stakeholders outside of the DCO). The SAC-R commitments are legally secured through article 61 of the draft DCO (Application Document 3.1). That article requires all reasonable steps to ensure the delivery of the commitments below. The Explanatory Memorandum (Application Document 3.2) provides further explanation of the legal effect of this provision.

2 Introduction

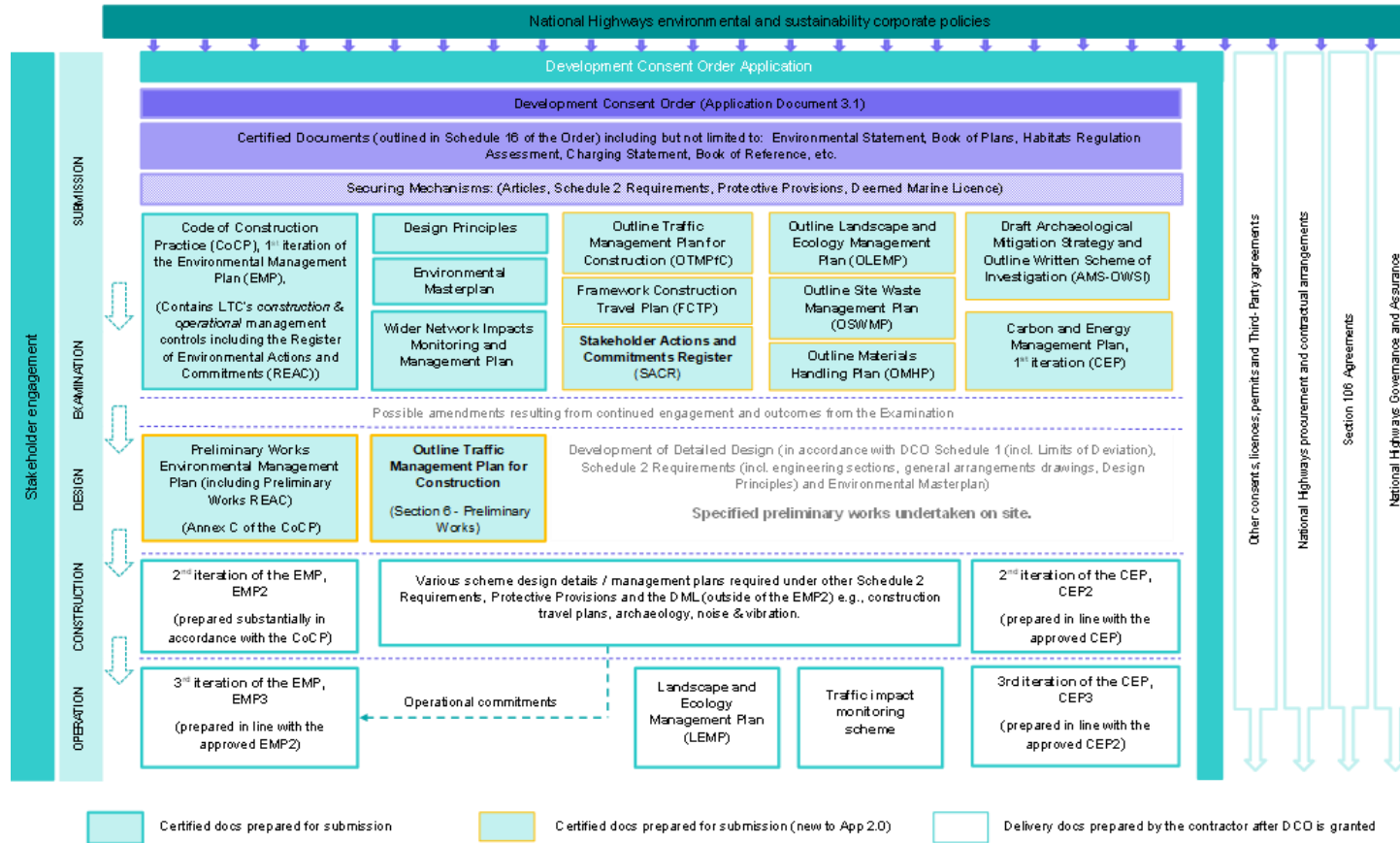
2.1 Background

- 2.1.1 National Highways (the Applicant) has developed numerous commitments to mitigate and/or minimise impacts associated with the A122 Lower Thames Crossing (the Project) in consultation with numerous stakeholders.
- 2.1.2 Many of these commitments relate to environmental mitigation measures identified through the environmental assessment undertaken for the Environmental Statement (ES) (Application Document 6.1), which are either incorporated into the REAC within the Code of Construction Practice (CoCP) (Application Document 6.3, ES Appendix 2.2) or outline management plans which support the DCO application.
- 2.1.3 Through the ongoing consultation with stakeholders, the Applicant has identified that there may be commitments which stakeholders have requested that do not fall within the scope of the commitments which are included in the REAC or outline management plans.
- 2.1.4 These commitments may be implemented either through private agreements with stakeholders or secured by the DCO, through the Stakeholder Actions and Commitments Register (SAC-R) (this document).

2.2 Purpose of the document

- 2.2.1 The purpose of the SAC-R is to provide a list of design, construction, and operational related commitments given to stakeholders that are secured within the DCO but which do not naturally sit within the REAC, the outline management documents or other control documents secured under Schedule 2 to the draft DCO and are not contained within side agreements (agreed with specific stakeholders outside of the DCO). Mindful that a number of issues are likely to emerge during the examination, the intention is to reduce the need for legal agreements by providing a mechanism to provide legally secured commitments (which do not fall in the scope of other management plans or control documents). The document is anticipated to have the effect of:
- a. assisting stakeholders by obviating time/expense associated with legal agreements, thereby speeding up resolution of issues during Examination
 - b. gives sight to Examining Authority and Secretary of State on how issues have been resolved without waiting for such agreements to be completed, thereby reducing delays at the decision stage

Plate 2.1 Control Plan

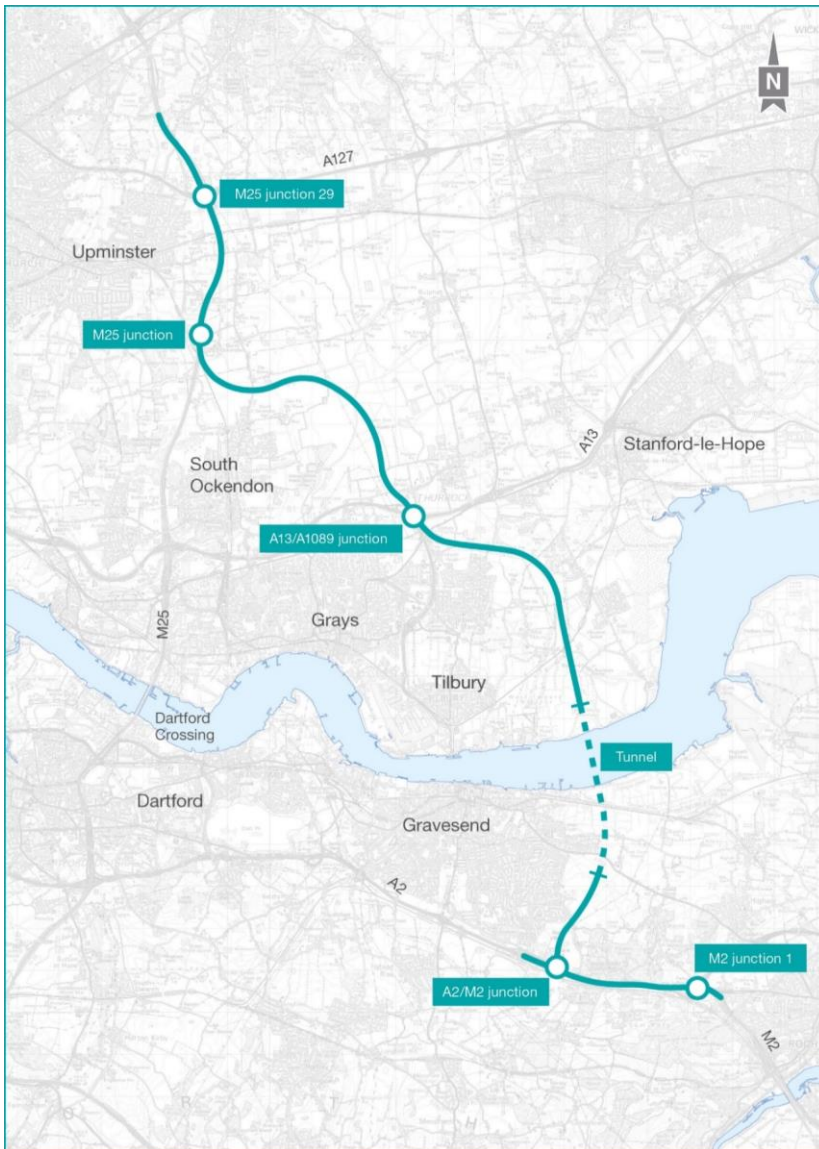


2.3 The Project

- 2.3.1 The A122 Lower Thames Crossing (the Project) would provide a connection between the A2 and M2 in Kent and the M25 south of junction 29, crossing under the River Thames through a tunnel. The Project route is presented in Plate 2.2.
- 2.3.2 The A122 would be approximately 23km long, 4.25km of which would be in tunnel. On the south side of the River Thames, the Project route would link the tunnel to the A2 and M2. On the north side, it would link to the A13, M25 junction 29 and the M25 south of junction 29. The tunnel portals would be located to the east of the village of Chalk on the south of the River Thames and to the west of East Tilbury on the north side.
- 2.3.3 Junctions are proposed at the following locations:
- New junction with the A2 to the south-east of Gravesend
 - Modified junction with the A13/A1089 in Thurrock
 - New junction with the M25 between junctions 29 and 30
- 2.3.4 To align with National Policy Statement for National Networks (Department for Transport, 2014) policy and to help the Project meet the Scheme Objectives, it is proposed that road user charges would be levied in line with the Dartford Crossing. Vehicles would be charged for using the new tunnel.
- 2.3.5 The Project route would be three lanes in both directions, except for:
- link roads
 - stretches of the carriageway through junctions
 - the southbound carriageway from the M25 to the junction with the A13/A1089, which would be two lanes
- 2.3.6 In common with most A-roads, the A122 would operate with no hard shoulder but would feature a 1m hard strip on either side of the carriageway. It would also feature technology including stopped vehicle and incident detection, lane control, variable speed limits and electronic signage and signalling. The A122 design outside the tunnel would include emergency areas. The tunnel would include a range of enhanced systems and response measures instead of emergency areas.
- 2.3.7 The A122 would be classified as an 'all-purpose trunk road' with green signs. For safety reasons, walkers, cyclists, horse riders and slow-moving vehicles would be prohibited from using it.
- 2.3.8 The Project would include adjustment to a number of local roads. There would also be changes to a number of Public Rights of Way, used by walkers, cyclists and horse riders. Construction of the Project would also require the installation and diversion of a number of utilities, including gas pipelines, overhead electricity powerlines and underground electricity cables, as well as water supplies and telecommunications assets and associated infrastructure.

2.3.9 The Project has been developed to avoid or minimise significant effects on the environment. The measures adopted include landscaping, noise mitigation, green bridges, floodplain compensation, new areas of ecological habitat and two new parks.

Plate 2.2 Lower Thames Crossing route



3 Development of the SAC-R

3.1 Stakeholder consultation

- 3.1.1 The Applicant has carried out a number of consultation events as detailed in the Consultation Report (Application Document 5.1) and the Statement of Engagement (Application Document 5.2). This has included statutory and supplementary (non-statutory) consultation and design refinement, community impacts and local refinement consultation.
- 3.1.2 In addition to the stakeholder consultation detailed in the Consultation Report (Application Document 5.1), the Applicant has carried out, and will continue to carry out, stakeholder-specific engagement with those individuals and organisations who both support and object to the Project.
- 3.1.3 The Applicant has identified and agreed actions and commitments through this consultation that are provided in the SAC-R in Appendix A.

3.2 Ongoing identification of SAC-R commitments

- 3.2.1 The Applicant will continue to engage with stakeholders beyond the submission of the DCO application, and the SAC-R provides a means to identify and update actions and commitments throughout the pre-Examination and Examination stages of the Project.

3.3 Securing the SAC-R commitments

- 3.3.1 The SAC-R commitments are legally secured through article 61 of the draft DCO (Application Document 3.1). That article requires all reasonable steps to ensure the delivery of the commitments in Appendix A. The Explanatory Memorandum (Application Document 3.2) provides further explanation of the legal effect of this provision.

Appendix A Stakeholder Actions and Commitments Register

- A.1.1 The following register is a live document and will be updated during the pre-Examination and Examination stages of the Project.

Table A.1 Stakeholder Actions and Commitments Register

Topic	SAC-R ref no.	Location	Commitment	Party responsible	Beneficiary	Time period
Public access to land	SACR-001	Orsett Fen	<p>Unless otherwise agreed with the Secretary of State following consultation with Natural England, prior to the specified date as defined in article 54 of the DCO, National Highways will, during the construction phase, and where it has temporary possession of the land identified as Fen land A and Fen land B in the DCO or has otherwise acquired that land, not prevent public access to that land unless the prevention of public access is reasonably required for (i) construction purposes; or (ii) health and safety purposes; or (iii) to allow for the protection of any environmental mitigation.</p> <p>National Highways will inform Natural England as soon as is reasonably practicable of any prevention of public access to Fen land A and Fen land B during the construction phase (and the basis on which public access is being prevented). Following a notification that public access is being prevented, Natural England may request an update on when any prevention is expected to cease and National Highways will provide a response as soon as is reasonably practicable.</p>	National Highways / Contractor	Natural England	Prior to and during construction of so much of Work Nos. 8J, OH7, E36, FCA3, FCA2 and 8K situated within Fen land A and Fen land B
Educational road safety	SACR-002	Project-wide	The Contractors shall develop and provide an educational road safety programme for school aged children.	Contractor	Relevant local schools	Throughout construction as required
Green Lane farm access during construction	SACR-003	Green Lane	During construction, the Contractor shall maintain controlled access for farm vehicles to access across the route of the A122 in the immediate vicinity Green Lane during construction to ensure access to retained land is not impeded. The Contractor shall <u>discuss</u> with the landowner <u>their reasonable access requirements and use reasonable endeavours to agree such access</u> .	Contractor	C.H. Cole & Sons	Prior to and during construction of Work No. 7M

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Topic	SAC-R ref no.	Location	Commitment	Party responsible	Beneficiary	Time period
Brentwood Road farm access during construction	SACR-004	Brentwood Road	<p>The Contractor shall establish the farm access track from Brentwood Road to the north of the Brentwood Road compound prior to the severance of any existing access. The access track shall remain accessible to the landowner, subject to any security control that may be required, throughout construction.</p> <p>Access shall be provided for farm vehicle access to the west of Brentwood Road opposite the junction with the new High House Lane alignment prior to access to this area being severed by construction activity. The re-aligned High House Lane shall be constructed and available for landowner use prior to the closure of the existing Lane.</p> <p>The Contractor shall discuss with the landowner <u>their reasonable access requirements and use reasonable endeavours to agree such access.</u></p>	Contractor	C.H. Cole & Sons	Prior to and during construction of Work Nos. CA6, ULH10, 6M, 6L and 7B.
Farm access during construction	SACR-005	Project wide	<p>Where access to a significant area of a landowner's farmland is severed by construction works, the Contractor shall ensure that the farmer is provided with controlled access to their retained land. <u>The Contractor shall discuss with the landowner their reasonable access requirements and use reasonable endeavours to agree such access.</u></p>	Contractor	Relevant farm landowner	Throughout construction as required
Landowner access to retained land EX298754	SACR-006	Northern tunnel entrance compound and Land Registry title EX298754	<p>During construction, the Contractor shall, following receipt of no less than seven days' notice from the landowner (unless otherwise agreed and except in an emergency), provide controlled access to all of the landowner's retained land (EX298754) outside of the Order Limits. Post construction, a permanent access route shall be provided from Station Road via the portal access road (to the west of the A122) to all of the landowner's retained land (EX298754) outside of the Order</p>	National Highways / Contractor	Mr Mott and any successor in title	Prior to and during construction and use of the northern tunnel entrance compound

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Topic	SAC-R ref no.	Location	Commitment	Party responsible	Beneficiary	Time period
			Limits. The Contractor shall liaise with the landowner regarding this commitment.			(Work No. CA5). National Highways to provide permanent access post-construction upon completion of the permanent access road (Work No. 5D)
Ockendon Road closure	SACR-007	Ockendon Road	The temporary full closure of Ockendon Road (as defined below) shall not exceed 10 months. The temporary full closure is the closure which is in place between point 38/D and point 38/C in the Streets Subject to Temporary Restrictions of Use Plans [APP-029], with the reference RNTM58 in the outline Traffic Management Plan for Construction [APP-547].	Contractor	London Borough of Havering	Throughout construction as required
Thurrock Travellers' Site	SACR-008	Gammon Field travellers' site	Without prejudice or limitation to the approval required under Requirement 13 of the DCO, the undertaker must not carry out Work Nos.7E, 7Z and MU54 in or over any part of the existing travellers' site until the replacement Gammon Field travellers' site is laid out and capable of occupation by the residents of the existing travellers' site and Thurrock Council agrees in writing (acting reasonably and such agreement not to be unreasonably withheld or delayed) that the site is capable of occupation, except that the undertaker may exercise powers	Contractor	Thurrock Council and the residents at Gammon Fields travellers' site	Prior to Works Nos. 7E, 7Z and MU54

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Topic	SAC-R ref no.	Location	Commitment	Party responsible	Beneficiary	Time period
			under the DCO to take possession for the purposes of, and carry out, non-intrusive and intrusive surveys and investigations on the existing travellers' site provided that such non-intrusive works, surveys, and investigations must not prevent access or use of the existing site by residents. In the event of a disagreement about the replacement site being capable of occupation, an appeal may be made to the Secretary of State under article 65 (appeals to the Secretary of State) of the DCO.			
Folkes Lane ULH (Work No. ULH 02)	SACR-009	Folkes Lane Woodland Car Park	The undertaker must ensure that the detailed design and construction of Work No. ULH 02 and the access associated with Work No. G10 secure (during the construction phase) (i) the provision of parking for two Forestry England pick-up truck maintenance vehicles at the site of the existing Folkes Lane car park; and (ii) permit ongoing 24-hour access for emergency vehicles to Folkes Lane Woodland from Folkes Lane. The undertaker must during those works also use reasonable endeavours, following consultation with Forestry England, to identify measures which would permit continuous and safe access for pedestrians from Folkes Lane to the Folkes Lane Woodland during the construction phase (except that such access will not be required where its prevention is reasonably required for health and safety purposes).	Contractor	Forestry England; London Borough of Havering	During the construction, operation, and demobilisation of Work No. ULH 02
Drainage pond (Work 9T)	SACR-010	Franks Farm	As part of detailed design, the undertaker will use reasonable endeavours to minimise the permanent land acquisition associated with the drainage pond at Franks Farm (Work 9T) including considering its location (provided that is consistent with the powers under the DCO).	Contractor	Mrs Carver	During construction

Topic	SAC-R ref no.	Location	Commitment	Party responsible	Beneficiary	Time period
Embankment at Franks Farm	SACR-011	Franks Farm	As part of the detailed design, the undertaker will use reasonable endeavours to minimise the permanent land acquisition and removal of trees as part of the embankment works in Plot 44-32 and 44-21 at Franks Farm.	Contractor	Mrs Carver	During construction
Retention of vegetation at Plot 44-07	SACR-012	Franks Farm	As part of the detailed design, the undertaker must use reasonable endeavours to identify the trees, hedgerows and vegetation which can be retained in Plot 44-07 at Franks Farm, specifically fronting on to St Mary's Lane.	Contractor	Mrs Carver	During construction
Franks Farm water treatment plant	SACR-013	Franks Farm	As part of the detailed design, the undertaker must design and carry out Work No MU84 to reasonably ensure the protection of the existing water treatment plant in Plot 44-16 at Franks Farm so far as is reasonably practicable. Should the works affect the existing water treatment plant, National Highways will be responsible for replacing it to its current function, size and capability at National <u>Highways</u> , expense.	Contractor	Mrs Carver	During construction
<u>Ron Evans Memorial Field replacement open space</u>	<u>SACR-014</u>	<u>Ron Evans Memorial Field</u>	<u>The Contractor shall landscape and make available for public access no less than 33,000 sqm of the replacement open space (Work No. OSC7) for Ron Evans Memorial Field (shown on Sheets 29 and 33 of the Special Category Land Plans (Volume C)) in accordance with the Environmental Masterplan, outline Landscape and Ecology Management Plan and Design Principles, before public access to the existing open space within the Order Limits (plots 29-09, 29-03, 29-02, 29-04, 29-283, 29-282, 33-35 and 33-19 on Sheets 29 and 33 of the Special Category Land Plans (Volume C)) is restricted. Works Nos. MU57 and MU54 shall be fenced/hoarded off in accordance with the Code of Construction Practice to assist public access over the surrounding 33,000 sqm of replacement open space, in the event the two occur at the same time. Footpath access between Long Lane and the retained area of</u>	<u>Contractor</u>	<u>Thurrock Council (landowner) and the public</u>	<u>During construction before public access to open space within the Order Limits (Special Category Land parcels 28-09, 29-03, 29-02, 29-04, 29-283, 29-282, 33-35 and 33-19 on</u>

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Topic	SAC-R ref no.	Location	Commitment	Party responsible	Beneficiary	Time period
			<u>open space (located outside the Order Limits) and replacement open space to its north located within the Order Limits (Work No. OSC7) shall be retained via the existing route of FP97 or by temporary diversion around the working area for Long Lane Utility Logistics Hub (Work No. ULH8), except where short-term closures are required for safety reasons, in accordance with the outline Traffic Management Plan for Construction.</u>			<u>Sheets 29 and 33 of Special Category Land Plans (Volume C) is restricted.</u>
<u>Thames Chase replacement open space</u>	<u>SACR-015</u>	<u>Thames Chase</u>	<u>The Contractor shall landscape and make available for public access no less than 16,000 sqm of the replacement open space (Work No. OSC11) for Thames Chase (shown on Sheet 44 of the Special Category Land Plans (Volume C)) in accordance with the Environmental Masterplan, outline Landscape and Ecology Management Plan and Design Principles by the end of the third year of construction, following completion of the earthworks for the new road (Works Nos. 9D and 9E) and new flood compensation area (Work No. FCA6). Works Nos. MU72 and MU79 shall be fenced/hoarded off in accordance with the Code of Construction Practice to assist public access over the surrounding replacement open space, in the event the two occur at the same time.</u>	<u>Contractor</u>	<u>Forestry England (landowner) and the public</u>	<u>By the end of the third year of construction</u>
<u>Folkes Lane Woodland replacement open space</u>	<u>SACR-016</u>	<u>Folkes Lane Woodland / Hole Farm</u>	<u>The Contractor shall landscape and make available for public access the replacement open space (Work No. OSC12) for Folkes Lane Woodland (shown on Sheets 46 and 47 of the Special Category Land Plans (Volume C)) in accordance with the Environmental Masterplan, outline Landscape and Ecology Management Plan and Design Principles, before public access to the existing open space at Folkes Lane Woodland within the Order Limits (plots 46-04, 46-06, 46-55, 46-08, 46-11, 46-12, 46-09, 46-13, 46-26 and 47-26 on Sheets 46 and 47 of the Special Category Land Plans (Volume C)) is restricted. The replacement land (Work No. OSC12) is accessible from the</u>	<u>Contractor</u>	<u>Forestry England (landowner) and the public</u>	<u>During construction before public access to open space at Folkes Lane Woodland within the order limits (land parcels 46-04, 46-06,</u>

Topic	SAC-R ref no.	Location	Commitment	Party responsible	Beneficiary	Time period
			<u>retained open space at Folkes Lane Woodland (located outside of the Order Limits) via the M25 overbridge. Any temporary crossing of the Utilities Offline Access for Beredens Lane ULH (for emergency vehicles and motorway-prohibited traffic including pedestrians, holders of provisional motorcycle or car licences, riders of motorcycles under 50cc, cyclists and horse riders) to access the replacement land shall be developed in accordance with the outline Traffic Management Plan for Construction.</u>			<u>46-55, 46-08, 46-11, 46-12, 46-09, 46-13 and 46-26 on Sheets 46 and 47 of Special Category Land Plans (Volume C) is restricted.</u>
<u>Tunnel Design and Safety Consultation Group (TDSCG)</u>	<u>SACR-017</u>	<u>N/A</u>	<u>Key elements of the detailed design in relation to safety and operational effectiveness shall be subject to consultation through a Tunnel Design and Safety Consultation Group (TDSCG).</u> <u>Topics of consultation through the TDSCG shall include, but not be limited to, the matters identified in the agreed terms of reference (which reflect Appendix A2 of Design Manual for Roads and Bridges (DMRB) CD 352).</u> <u>Details of information presented to the TDSCG, along with any feedback and comments received (which shall be assessed and incorporated into the detailed design as far as reasonably practicable), shall be formally recorded into a finalised safety consultation document (as defined in DMRB CG 300).</u>	<u>National Highways</u>	<u>Emergency Services and local authorities</u>	<u>Prior to and throughout construction</u>

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