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27 November 2023

Dear Mr Smith

A122 Lower Thames Crossing (Reference Number TR010032)

CA Regs Deadline 2

1 Response to Procedural Decisions 39 addressing the Second Change Request Application and 40 Amending the Examination Timetable to support Examination of the Second Change Request and Change Request MRC03

1.1.1 This submission provides the Applicant's comments on representations submitted under the Infrastructure Planning (Compulsory Acquisition) Regulations 2010 (the CA Regulations) relating to the effects of changes MRC03 (accepted into Examination on 29 August 2023 [\[PD-031\]](#)), and EC01 and EC02 (accepted into the Examination on 25 September [\[PD-039\]](#)).

1.1.2 A summary of the changes is set out below:

- a. **MRC03:** Reduction of the Order Limits, relocation of utilities and Utility Logistics Hubs (ULHs) in East Tilbury, with consequential acquisition of permanent rights over land previously only affected by temporary possession of rights.
- b. **EC01:** Revised alignment of a high-pressure gas pipeline at Brentwood Road, which would require additional permanent acquisition of rights to approximately 428m² of land for Cadent Gas (Work No. G5).
- c. **EC02:** Additional permanent acquisition of rights to approximately 3,360m² of land south of Fen Lane, Ockendon for National Grid Electricity Transmission to facilitate future maintenance and operational access to diverted overhead lines off Fen Lane, Ockendon (Work No. OH7).

- 1.1.3 Each of these changes involve an 'upgrade' in rights sought over particular land plots and therefore invoke the requirements of the CA Regulations.
- 1.1.4 Affected Persons of these three changes were notified and invited to make representations about the changes between 10 October 2023 and 10 November 2023. In the Examining Authority's Procedural Decision 40 [\[PD-039\]](#) it directed that, under Regulation 10 of the CA Regulations, Relevant Representations must relate only to the proposed provisions, i.e. only to the additional land or rights sought and to the effects of the proposed development on or to the taking of the proposed additional land or rights. The same principle applies to Written Representations on the proposed provisions. Representations that relate more broadly to other matters would not be accepted.
- 1.1.5 One Relevant Representation and one Written Representation was received in response to this consultation. These are summarised in **Appendix A** along with the Applicant's response.
- 1.1.6 The Applicant does not provide any further documents in relation to CA Regs Deadline 2.

Yours sincerely

Dr Tim Wright

Head of Consents – Lower Thames Crossing

Appendix A

Respondent	Change	Summary	Applicant response
<p>Holland Land and Property on behalf of Linford Land Group and Mulberry Strategic Land Ltd [CARRR-001]</p>	MRC03	<p>Supports the relocation of the Muckingford Road ULH and temporary water pipeline (which gives rise to the upgrading of rights sought over the realigned route).</p> <p>Reiterates matters made in submissions at Compulsory Acquisition Hearing 3 (CAH3) in respect of the need to mitigate any impact that may be caused to SANG and drainage proposals and the timing of those works under the respondent's proposed development under pending planning application reference 16/01232/OUT.</p> <p>Notes that the issue should be capable of being addressed during the design and build phase of the Applicant's Project but raises again if the Examining Authority consider that further undertakings from the Applicant are required to ensure this matter can be addressed at that stage.</p>	<p>The Applicant notes the representations in relation to the pending planning application on the Linford Land Group and Mulberry Strategic Land Ltd site.</p> <p>The Applicant has nothing further to add in response to the representations other than to reiterate that the Applicant has sought to accommodate requests from the landowners in this location in moving the pipeline and ULH to allow for further development to come forward subject to planning approval. The Applicant notes again, however, that this land is in the Green Belt and subject to a number of constraints, and whether or not the development comes forward is not a matter that has a high degree of certainty at this stage.</p> <p>With regard to the realignment of the temporary water pipeline (through change MRC03), permanent rights are required for the installation and operation of the temporary water pipeline (identified as Work No. MUTT6), but the terms of article 37(5) of the draft Development Consent Order [REP7-090] provide for it to be removed at the end of construction.</p>
<p>Warley Green Limited [CARDL1-001]</p>	EC02	<p>No comments on the change though refers to the location of the respondent's solar farm to the east of the Order Limits in this location.</p>	<p>No response required as not directly related to the change or increase in rights sought.</p>