



Lower Thames Crossing

5.4.3.15 Final Agreed Statement of Common Ground between (1) National Highways and (2) ITS Technologies (Tracked changes version)

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APFP Regulation 5(2)(q)

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

Volume 5

DATE: December 2023
DEADLINE: 8

Deleted: July

Deleted: 1

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Application Document Ref: TR010032/APP/5.4.3.15

VERSION: 3.0

Deleted: 2

Revision history

Version	Date	Submitted at
1.0	31 October 2022	DCO Application
2.0	18 July 2023	Deadline 1
3.0	5 December 2023	Deadline 8

Deleted: Examination

Status of the Statement of Common Ground

This is ~~the Final~~ Agreed Statement of Common Ground ~~between (1),~~ National Highways ~~(the Applicant)~~ and ~~(2)~~ ITS Technologies.

~~At Examination Deadline 1, the Applicant and ITS Technologies agreed that the~~ Statement of Common Ground ~~was~~ an accurate description of the matters raised ~~as it stood at that time. The Statement of Common Ground was left open during Examination, in case new matters emerged. However, no new matters have emerged so this Statement of Common Ground has been converted to final.~~

~~There are two matters in this Statement of Common Ground and both are agreed, leaving no matters outstanding.~~

~~From:~~ [Redacted]
~~Sent:~~ Monday, June 19, 2023 7:51 AM
~~To:~~ [Redacted]
~~Cc:~~ [Redacted]
~~Subject:~~ RE: LTC - ITS Technologies SoCG

~~Hi~~ [Redacted]

I am comfortable with this statement.

Regards,



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- ~~Deleted:~~ Draft
- ~~Deleted:~~ .¶
- ~~Deleted:~~ agree
- ~~Deleted:~~ this draft
- ~~Deleted:~~ is

~~Moved down [1]:~~ .¶
~~From:~~ [Redacted]
~~Sent:~~ Monday, June 19, 2023 7:51 AM
~~To:~~ [Redacted]
~~Cc:~~ [Redacted]
~~Subject:~~ RE: LTC - ITS Technologies SoCG

~~Hi~~ [Redacted]

I am comfortable with this statement.

Regards,



- ~~Deleted:~~ and the current status
- ~~Deleted:~~ each matter
- ~~Deleted:~~ A high-level overview of the engagement undertaken since the DCO application was submitted on 31 October 2022 is summarised
- ~~Deleted:~~ Appendix A.
- ~~Moved (insertion) [1]~~

Lower Thames Crossing

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1 Introduction

1.1 Purpose of the Statement of Common Ground

1.1.1 This Statement of Common Ground (SoCG) has been prepared in respect of the Development Consent Order (DCO) application for the proposed A122 Lower Thames Crossing (the Project) made by National Highways Limited (**the Applicant**) to the Secretary of State for Transport (Secretary of State) under section 37 of the Planning Act 2008 on 31 October 2022.

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1.1.2 The SoCG has been produced to confirm to the Examining Authority where agreement has been reached between the Applicant and ITS Technologies, and where agreement has not been reached.

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1.1.3 This **final** version of the SoCG has been submitted at Examination Deadline **8**.

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1.2 Principal Areas of Disagreement

1.2.1 On the 19 December 2022 the **Examining** Authority made some early procedural decisions to assist the Applicant, potential Interested Parties and themselves to prepare for the Examination of DCO application.

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1.2.2 One of these procedural decisions was to use a tracker recording Principal Areas of Disagreement in Summary (PADS).

1.2.3 The PADS Tracker would provide a record of those principal matters of disagreement emerging from the SoCG and should be updated alongside the SoCG as appropriate throughout the examination with the expectation that a revised PADS Tracker should be submitted at every Examination deadline.

1.2.4 ITS Technologies elected not to produce a PADS Tracker, indicating to the Applicant that they did not have any principal areas of disagreement and were content that Table 2.1 within this SoCG adequately presented their matters.

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Deleted: ~~Terminology~~
In the matters table in Section 2 of this SoCG, "Matter not agreed" indicates agreement on the matter could not be reached following significant engagement, and "Matter under discussion" where these points will be the subject of ongoing discussion wherever possible to resolve, or refine, the extent of disagreement between the parties. "Matter agreed" indicates where the issue has now been resolved.

2 Matters

2.1 Final position on matters

2.1.1 A position statement on engagement undertaken between the Applicant and ITS Technologies is presented in Appendix A.

2.1.2 Table 2.1 details and presents the matters which have been agreed between (1) the Applicant and (2) ITS Technologies.

2.1.3 In Table 2.1, relevant issues relating to the dDCO articles and Requirements in Schedule 2 to the dDCO have been identified under the heading 'DCO and Consents'.

2.1.4 At Examination Deadline 8, there are two matters in total, both of which are agreed.

2.1.5 This is the final Statement of Common Ground between the Applicant and ITS Technologies.

Table 2.1 Final Positions on Matters

Topic	Item No.	ITS Technologies Comment	The Applicant's Response	Application Document Reference	Status
DCO and consents					
Protection of existing assets	2.1.1	ITS Technologies requires adequate protection of its assets and for this to be outlined in the standard Protective Provisions.	The Applicant has addressed this within the Protective Provisions.	Draft DCO [Document Reference 3.1 (10)]	Matter Agreed
Design – road, tunnels, utilities					
Coordinated design	2.1.2	The Project's design has no direct impact on the design of ITS Technologies assets.	The Applicant issued its designs for the consideration of ITS Technologies. The Applicant notes ITS Technologies' position; however, this matter is not one that the ExA would have to concern itself with.	N/A	Matter Agreed

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Deleted: Following submission of the previous version of this Draft SoCG

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Deleted: <#> Table 2.1 details and presents the matters which have been agreed, not agreed, or are under discussion between (1) the Applicant and (2) ITS Technologies. ¶

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Deleted: Technologies

Appendix A Engagement activity

- A.1.1 The Applicant and ITS Technologies have had extensive engagement since the inception of the Project. There has been engagement and dialogue through the statutory and non-statutory consultation, the various design iterations and releases. The engagement has been in the form of face-to-face meetings, Microsoft Teams meetings, telephone calls and email correspondence.
- A.1.2 The parties are content for their engagement to be captured and presented in the SoCG in this manner.

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Appendix B Glossary

Term	Abbreviation	Explanation
Development Consent Order	DCO	Means of obtaining permission for developments categorised as Nationally Significant Infrastructure Projects (NSIP) under the Planning Act 2008.
Statement of Common Ground	SoCG	This document detailing the issues agreed, under discussion or not agreed at the time of examination.

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