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11 December 2023

Dear Mr Smith

## **A122 Lower Thames Crossing (Reference Number TR010032)**

### **Deadline 9**

#### **1 Response to Rule 8(3) and 9 letter of 17 November 2023**

- 1.1.1 This submission is in response to the Rule 8(3) and 9 letter [[PD-049](#)] issued by the Examining Authority on 17 November 2023 giving details of changes to the Examination Timetable.
- 1.1.2 This letter also addresses the instruction in the Rule 8(3) and 9 letter [[PD-049](#)] issued by the Examining Authority on 17 November 2023 to add a definition of documents to be submitted by the Applicant for Deadline 9 (D9) as the ‘final documents’.
- 1.1.3 Annex A of this letter identifies all of the documents that accompany this submission. The sections of this letter reflect what each of these documents relates to (i.e. updates following Statement of Common Ground (SoCG) discussions, documents to be submitted at each deadline, minor corrections, etc.). Some of the documents relate to more than one of these categories and are therefore listed in more than one table.
- 1.1.4 A Navigation Document [**Document Reference 1.4 (15)**] has been provided with this submission.

#### **1.2 Comments on responses to further ExQ (if applicable)**

- 1.2.1 The Applicant has reviewed submissions on the third round of written questions by other Interested Parties. There are a limited number of points which the Applicant has determined to respond to. These are contained and clearly marked within Applicant’s comments on Interested Parties’ submissions at Deadline 8 [**Document Reference 9.214**].

#### **1.3 Applicant’s definition of final documents submitted at Deadline 9**

- 1.3.1 The Examining Authority has instructed “final documents” to be submitted at Deadline 9.

**1.4 Applicant’s final dDCO, with Statutory Instrument validation report and Explanatory Memorandum**

- 1.4.1 The Applicant includes the Deadline 9 iteration of the draft Development Consent Order (dDCO) [**Document Reference 3.1 (11)**], the associated Statutory Instrument Validation Report [**Document Reference 3.4 (2)**] (as requested at this juncture) and the Explanatory Memorandum [**Document Reference 3.2 (7)**] to the dDCO.
- 1.4.2 The Applicant encloses Schedule of Changes to the dDCO [**Document Reference 9.47 (9)**].
- 1.4.3 The Applicant intends to submit the dDCO, the Validation Report and the Schedule of Changes to the dDCO at Deadline 10 in order to ensure the reference within the Schedule 16 to the Environmental Statement (ES) Addendum is updated. More information on this can be found in Section 4.2 of this letter.
- 1.4.4 These documents have been provided in ‘tracked changes’ and ‘clean’ versions.

**1.5 Applicant’s final draft control documents**

- 1.5.1 Table 1 sets out the control documents submitted at this deadline.

**Table 1 Applicant’s final control documents**

Document number(s)	Document title
TR010032/APP/6.3	6.3 ES Appx 2.2 - Code of Construction Practice including Register of Environmental Actions and Commitments (REAC), First Iteration of Environmental Management Plan (Version 9)
TR010032/APP/6.3	6.3 Environmental Statement Appendix 2.2 - Code of Construction Practice including Register of Environmental Actions and Commitments (REAC), First Iteration of Environmental Management Plan - Annex A - Outline Site Waste Management Plan (Version 4)
TR010032/APP/6.3	6.3 Environmental Statement Appendix 2.2 - Code of Construction Practice including Register of Environmental Actions and Commitments (REAC), First Iteration of Environmental Management Plan - Annex B - Outline Materials Handling Plan (Version 5)
TR010032/APP/6.3	6.3 Environmental Statement Appendix 2.2 - Code of Construction Practice including Register of Environmental Actions and Commitments (REAC), First Iteration of Environmental Management Plan - Annex C - Preliminary Works Environmental Management Plan (Version 4)
TR010032/APP/6.3	6.3 ES Appx 2.2 - Code of Construction Practice including Register of Environmental Actions and Commitments (REAC), First Iteration of Environmental Management Plan - Appendix D – Community Liaison Groups – Initial Terms of Reference (Version 2)
TR010032/APP/6.3	6.3 ES Appx 2.2 - CoCP including REAC, First Iteration of Environmental Management Plan - Annex E - Heat map (Version 2)
TR010032/APP/7.5	7.5 Design Principles (Version 7)

Document number(s)	Document title
TR010032/APP/6.2	6.2 ES Figure 2.4 Environmental Masterplan
TR010032/APP/7.12	7.12 Wider Network Impacts Management and Monitoring Plan (Version 2)
TR010032/APP/7.14	7.14 Outline Traffic Management Plan for Construction (Version 9)
TR010032/APP/7.13	7.13 Framework Construction Travel Plan (Version 6)
TR010032/APP/7.21	7.21 Stakeholder Actions and Commitments Register (Version 7)
TR010032/APP/6.7	6.7 Outline Landscape and Ecology Management Plan (Version 7)
TR010032/APP/6.7	6.7 Outline Landscape and Ecology Management Plan Appendix 1 - LEMP Terms of Reference (Version 3)
TR010032/APP/6.7	6.7 Outline Landscape and Ecology Management Plan Appendix 2 - Proposed S193 Public Access Land in the Orsett Fen (Version 2)
TR010032/APP/6.7	6.7 Outline Landscape and Ecology Management Plan Appendix 3 - Management Matrix (Version 3)
TR010032/APP/7.19	7.19 Carbon and Energy Management Plan (Version 4)
TR010032/APP/6.3	6.3 ES Appx 6.9 Draft Archaeological Mitigation Strategy and Outline Written Scheme of Investigation (Version 6)
TR010032/APP/7.15	7.15 Preliminary Navigational Risk Assessment (Version 3)

1.5.2 These documents have been provided in ‘tracked changes’ and ‘clean’ versions.

## 1.6 Applicant’s final Book of Reference (BoR) and schedule of changes

1.6.1 The Applicant includes the final version of the Book of Reference [**Document Reference 4.2 (8)**] in accordance with Annex F point 17, Procedural decision PD-013-18, within the Rule 6 Letter [[PD-013](#)]. This final version includes interests related to all amendments and changes introduced at Examination and has been updated with refreshed land reference data.

1.6.2 Enclosed with this submission is the Schedule of Changes to the Book of Reference [**Document Reference 9.22 (6)**].

1.6.3 Procedural decision PD-013-18, within the Rule 6 Letter [[PD-013](#)], states, ‘*When the Applicant becomes aware that there has been a change in ownership or a new interest in relevant land, the Applicant is requested to make the relevant person or organisation aware that they can make a request to the ExA to become an Interested Party under section 102A of the Planning Act 2008*’.

1.6.4 The Applicant can confirm since Deadline 7 no further affected persons with an interest in land have been identified.

1.6.5 The Applicant has also submitted an updated Statement of Reasons [**Document Reference 4.1 (8)**] at Deadline 9.

1.6.6 These documents have been provided in ‘tracked changes’ and ‘clean’ versions.

## 1.7 Applicant's final Statement of Commonality

1.7.1 The Rule 8(3) and 9 letter [[PD-049](#)] issued by the Examining Authority on 17 November 2023 asked for final Statement of Commonality at Deadline 9. Because final versions of Statements of Common Ground were moved in the same letter to Deadline 9A the Applicant will be submitting the Statement of Commonality at Deadline 9A and not Deadline 9.

## 1.8 Applicant's final Schedule of Negotiations

1.8.1 Within the Statement of Reasons Annex B, the Applicant includes the final version of the Status of Negotiations/Compulsory Acquisition schedule [**Document Reference 4.1 (8)**] in accordance with Annex F point 17, Procedural decision PD-013-18, within the Rule 6 Letter [[PD-013](#)]. This final version includes interests related to all amendments and changes introduced at Examination and has been updated with refreshed land reference data.

1.8.2 The Applicant also encloses the ExQ1.15.1.1 Schedule of CA and TP Objections – LTC [**Document Reference 9.77 (5)**].

1.8.3 These documents have been provided in 'tracked changes' and 'clean' versions.

## 1.9 Applicant's final Status of Negotiations with Statutory Undertakers

1.9.1 The Applicant includes the final version of the following:

- a. Status of Negotiations with Statutory Undertakers [**Document Reference 9.3 (5)**]
- b. 9.78 ExQ1.15.1.2 Crown Land and Consent – LTC [**Document Reference 9.78 (5)**]
- c. ExQ1 15.1.3 PA2008 s127 Statutory Undertakers' Land/Rights – LTC [**Document Reference 9.79 (5)**]
- d. ExQ1 15.1.4 PA2008 s138 Statutory Undertakers' Rights and Apparatus - LTC [**Document Reference 9.80 (3)**]

1.9.2 These documents have been provided in 'tracked changes' and 'clean' versions.

## 1.10 Applicant's final National Policy Statement (NPS) tracker

1.10.1 The Applicant includes the final version of the National Policy Statement for National Networks (NPSNN) tracker [**Document Reference 7.2 Planning Statement Appendix A (2)**]; and updated Accordance Tables for National Policy Statements for Energy [**Document Reference 7.2 Planning Statement Appendix B (2)**].

- 1.11 Applicant’s final signed and dated s106 agreement(s) or any other final legal agreements**
- 1.11.1 A s106 agreement signed and dated by both parties has been included for Gravesham Borough Council.
- 1.11.2 The following local planning authorities have confirmed that they agree the wording in the s106 agreement and are currently undertaking the formal execution process and that it is planned that the signed and dated s106 agreement will be submitted to the Examining Authority at Deadline 10 by the Applicant. At Deadline 9, final agreed versions have been included (but are unsigned and undated).
- a. Brentwood Borough Council
  - b. Essex County Council
  - c. London Borough of Havering
  - d. Thurrock Council
- 1.11.3 Agreement could not be reached with Kent County Council and so a unilateral undertaking is included.
- 1.12 Applicant’s final Stakeholder Actions and Commitments Register (SAC-R)**
- 1.12.1 The Applicant includes the final version of Stakeholder Actions and Commitments Register (SAC-R) [**Document Reference 7.21 (7)**].
- 1.13 Applicant’s final Consents Position Statement**
- 1.13.1 The Applicant includes the final version of the Consents and Agreements Position Statement [**Document Reference 3.3 (8)**].
- 1.14 Applicant’s final Errata, if applicable**
- 1.14.1 The Applicant includes a final Errata Report [**Document Reference 1.6 (7)**] which identifies where minor errors and corrections have been identified in the submitted material. This identifies where source documents have been updated or where the error remains and must be read alongside the Errata Report.
- 1.15 Applicant’s comments on any information requested by the ExA and received by D9**
- 1.15.1 The Applicant has reviewed the submissions by others, published at Deadline 8. The Applicant’s response is provided in:
- a. Applicant's comments on Interested Parties' submissions at Deadline 8 [**Document Reference 9.214**].
  - b. A number of Interested Parties provided comments on the draft DCO (including responses to the ExA’s commentary on the dDCO) at Deadline 8. The Applicant has reviewed all the comments and provided a response to

them in Applicant's responses to Interested Parties' comments on the dDCO at D8 [**Document Reference 9.213**].

1.15.2 The Applicant has no comments to make on the other Deadline 8 submissions at this time.

## **1.16 Further information requested by the ExA under Rule 17 of the EPR**

1.16.1 There has been no other further information requested to be submitted by the Applicant for Deadline 9.

## **2 Applicant's response to Hearings Action Lists**

2.1.1 The Examining Authority issued Action Lists for the hearings held between 21 November and 28 November 2023. The Action Points included a number of Action Points required to be submitted at Deadline 9, namely:

- a. Action Points from Issue Specific Hearing 14 (ISH14) The draft Development Consent Order (dDCO) - 28 November 2023 [[EV-088f](#)]
- b. Action Points from Issue Specific Hearing 12 (ISH12) Part 1 - Social and Economic Issues & Control Documents - 23 November 2023 [[EV-085a](#)]
- c. Action Points from Issue Specific Hearing 12 (ISH12) Part 2 - Social and Economic Issues & Control Documents Resumed - 28 November 2023 [[EV-085i](#)]
- d. Action Points from Issue Specific Hearing 13 (ISH13) Traffic and Transport - 27 November 2023 [[EV-087g](#)]
- e. Action Points from Issue Specific Hearing 14 (ISH14) The draft Development Consent Order (dDCO) - 28 November 2023 [[EV-088f](#)]

2.1.2 Annex B contains a list of all the Action Points required at Deadline 9 from the November Hearings and where they have been addressed, within Deadline 9 Hearing Actions [**Document Reference 9.222**] or Applicant's response to ExA ISH 12 AP23 on Suite of Energy National Policy Statements [**Document Reference 9.211**].

2.1.3 Also contained within Deadline 9 Hearing Actions [**Document Reference 9.222**] are:

- a. An update for ISH9 Hearing Action Point 23 on Hole Farm as the planning applications for Hole Farm were granted planning consent by Brentwood Borough Council on the 8 December 2023
- b. Updates where commitments had been made in previous hearing actions to provide an update at Deadline 9

2.1.4 The Applicant has also enclosed within this submission Hearing Speaker Biographies [**Document Reference 9.221**] to provide a summary of who from



the Applicant team spoke at each hearing including a summary of their expertise and experience.

### 3 Response to third written questions (ExQ3)

- 3.1.1 It was requested in the Examining Authority's third written questions and requests for information (ExQ3) [PD-046], for a limited number of questions, to provide updates or nil returns at Deadline 9.
- 3.1.2 **Q2.1.1** requests at each successive deadline until the closure of the Examination, a position statement explaining any changes to the circumstances of this litigation. If there is no change, then nil return should be entered.
- 3.1.3 The Applicant can confirm nil return in response to this question at Deadline 9. The Applicant refers the Examining Authority to Section 2 of Applicant's comments on Interested Parties' submissions at Deadline 8 [**Document Reference 9.214**], which sets out responses to matters raised by Climate Emergency Policy and Planning (CEPP) at Deadline 8.
- 3.1.4 **Q4.2.2** requests that at successive deadlines, to keep the ExA informed of any changed positions emerging from ongoing discussions with the Port of London Authority (PLA) in regard to use of river transport.
- 3.1.5 The Applicant refers the Examining Authority to Section 5.6 of Deadline 9 Hearing Actions [**Document Reference 9.222**], response to ISH12 Part 2 Action Point 3 which states, in summary, the Applicant has taken on board comments from the PLA and will be updating the outline Materials Handling Plan (oMHP) at D9 so that the wording at paragraph 8.3.3 will read '*environmentally equivalent or better*'.
- 3.1.6 While the Applicant recognises that the proposed changes may not entirely alleviate all concerns raised by the PLA, it maintains confidence in its position regarding the utilisation of port facilities, including wharfs. This approach is deemed proportionate at this stage, considering the existing capacity of river infrastructure and its connectivity to the compounds. The Applicant commitment includes the use of port facilities, including its use as part of multimodal approach. This is supplemented with commitment of betterment as material specifications are defined during detailed design, informing the procurement of the supply network. These aspects will be detailed in the Materials Handling Plan and subjected to consultation with relevant stakeholders, including the PLA.
- 3.1.7 In response to **ExQ3\_Q12.1.1** the Applicant would like to assure the Examining Authority that the Applicant, Historic England and Essex Place Services have involved other bodies in discussions about finding a suitable location for the relocation of the Thatched Cottage. These have included a country park in Essex and an open-air museum in the East of England who are considering their potential as relocation sites. This engagement will continue into the future and confirmed outcomes will be recorded in the relevant Site Specific Written Schemes of Investigation for the historic buildings.

3.1.8 The Applicant has updated a submission from **ExQ1\_Q16.1.1** Policy accordance assessment of the Project against the Consultation draft NPSNN (published March 2023) [**Document Reference 9.98 (2)**] at this submission in response to the Examining Authority Issue Specific Hearing 12 Action Point 23.

## 4 Other Matters

### 4.1 Other documents being submitted

4.1.1 Other documents being submitted with Deadline 9, are:

- a. Final Book of Plans including all proposed changes and amendments introduced during Examination. A full list of documents submitted is included in Table A.2 (within Annex A of this document).
- a. The Chelmsford Diocesan Board of Finance Position Statement [**Document Reference 9.220**]. As requested by the Chelmsford Diocesan Board of Finance, a position statement, has been submitted, identifying where the Applicant is in discussions with them.
- b. Appendix B of the Health and Equalities Impact Assessment [**Document Reference 7.10 (2)**] providing updated evidence in support of how the Applicant has discharged the Public Sector Equality Duty (PSED), including the updated position in relation to the Applicant's negotiations with Whitecroft Care Home.

### 4.2 Environmental Statement (ES) Addendum

4.2.1 The ES Addendum (Version 8) [[REP8-092](#)] has been updated and submitted at Deadline 9 as Version 9 to form a final record of the updates and amendments made to ES documents during Examination.

4.2.2 This document has been restructured for Deadline 9 and presents the information on updates and amendments set out by chapter or environmental topic. All information provided previously up to Deadline 8 is presented in this revised structure.

4.2.3 Additional information is also presented at Deadline 9 to collate information presented within other documents during Examination. No new information is presented at Deadline 9. This additional information includes the following and is further explained below:

- c. Updates to ES documents reflecting the agreed changes and amendments to the Project, including:
  - i. Updates to Order Limits
  - ii. Updates to design and construction information
  - iii. Updates to calculations based on the area of land within Order Limits



- d. Alignment with updates made to other Application Documents (e.g. the latest version of the Design Principles and ES Appendix 2.2: Code of Construction Practice, including Register of Environmental Actions and Commitments (REAC), First Iteration of Environmental Management Plan)
  - e. Updates to make sure that amendments to chapters presented in previous versions of the ES Addendum are fully reflected in associated figures and appendices.
- 4.2.4 The Applicant will resubmit the ES Addendum at Deadline 10 to ensure that the links to the Examination Library are updated. This will be the only change to this document.
- 4.2.5 To support the ES Addendum, a number of other ES documents have been updated for Deadline 9. A full list of these is included in Table A.3 of Annex A.
- 4.3 Planning Statement Updates**
- 4.3.1 The Applicant has updated the Planning Statement for the A122 Lower Thames Crossing to ensure the document reflects the changes made to the Application throughout the DCO Examination, where necessary, including consistency with the ES Addendum and provides reference to the supplementary information requested by the ExA relating to the Green Belt assessment. This update is limited to matters of factual consistency and should be read alongside the Closing Statement being submitted at Deadline 10.
- 4.3.2 The update maintains the Applicant's position that the Project is in accordance with both adopted and emerging national and local policy where in accordance with section 104(2)(d) it is important and relevant to the Secretary of State's decision.
- 4.3.3 The following documents are included as part of this submission:
- a. Planning Statement [**Document Reference 7.2 (2)**]
  - b. Planning Statement Appendix A - NPSNN Accordance Table [**Document Reference 7.2 Appendix A (2)**]
  - c. Planning Statement Appendix B - National Policy Statements for Energy Infrastructure Accordance Tables [**Document Reference 7.2 Appendix B (2)**]
  - d. Planning Statement Appendix C - Local Authority Policy Review [**Document Reference 7.2 Appendix C (2)**]
  - e. Planning Statement Appendix E - Green Belt [**Document Reference 7.2 Appendix E (2)**]
  - f. Planning Statement Appendix F - Kent Downs Area of Outstanding Natural Beauty [**Document Reference 7.2 Appendix F (2)**]

4.3.4 These documents have been provided in ‘tracked changes’ and ‘clean’ versions.

#### **4.4 Statements of Common Ground**

4.4.1 The Applicant is not submitting any Statement of Common Ground at this deadline. These will be submitted at Deadline 9A including a full inventory of the status of each Statement of Common Ground which has formed part of this Examination.

#### **4.5 References to the Examination Library**

4.5.1 The Applicant would like to apologise that, in some cases, it has not been possible to update all cross-references to the Deadline 8 References in the Examination Library – i.e. ‘[REP8-XXX]’ due to limited time between the publication of the Examination Library and the submission deadline. Where that has been the case, the Applicant has referred to its document numbering system in the document, i.e. ‘[Document Reference X.XXX]’.

Yours sincerely

Dr Tim Wright, Lower Thames Crossing

## Appendix A Documents which accompany the Applicant's Deadline 9 submission

- A.1.1 Table A.1 below identifies the documents which accompany the Applicant's Deadline 9 submission.
- A.1.2 Table A.2 provides the list of the plans within the Book of Plans being submitted at Deadline 9 (note these are not included in Table A.1).
- A.1.3 Table A.3 provides the list of documents being submitted to accompany the ES Addendum (note these are not included in Table A.1).

**Table A.1 Documents that accompany Deadline 9 submission**

Document reference	Document title
TR010032/APP/1.4	1.4 Navigation Document (Version 15)
TR010032/APP/1.6	1.6 Errata Report (Version 7)
TR010032/APP/3.1	3.1 Draft Development Consent Order (Version 11)
TR010032/APP/3.2	3.2 Explanatory Memorandum (Version 7)
TR010032/APP/3.3	3.3 Consents and Agreements Position Statement (Version 8)
TR010032/APP/3.4	3.4 Validation Report (Version 2)
TR010032/APP/4.1	4.1 Statement of Reasons (Version 8)
TR010032/APP/4.2	4.2 Book of Reference (Version 8)
TR010032/APP/6.3	6.3 ES Appendix 2.2 - Code of Construction Practice including Register of Environmental Actions and Commitments (REAC), First Iteration of Environmental Management Plan (Version 9)
TR010032/APP/6.3	6.3 ES Appendix 2.2 - Code of Construction Practice including Register of Environmental Actions and Commitments (REAC) - Annex A - Outline Site Waste Management Plan (Version 4)
TR010032/APP/6.3	6.3 ES Appendix 2.2 - Code of Construction Practice including Register of Environmental Actions and Commitments (REAC) - Annex B - Outline Materials Handling Plan (Version 5)
TR010032/APP/6.3	6.3 ES Appendix 2.2 - Code of Construction Practice including Register of Environmental Actions and Commitments (REAC) - Annex C - Preliminary Works Environmental Management Plan (Version 4)
TR010032/APP/6.3	6.3 ES Appendix 2.2 - Code of Construction Practice including Register of Environmental Actions and Commitments (REAC) - Annex D - Community Liaison Groups - Initial Terms of Reference (Version 2)
TR010032/APP/6.3	6.3 ES Appendix 2.2 - Code of Construction Practice including Register of Environmental Actions and Commitments (REAC) - Annex E - Heat map (Version 2)

<b>Document reference</b>	<b>Document title</b>
TR010032/APP/6.3	6.3 Environmental Statement Appendix 6.9 - Draft Archaeological Mitigation Strategy and Outline Written Scheme of Investigation (Version 6)
TR010032/APP/6.7	6.7 Outline Landscape and Ecology Management Plan (Version 7)
TR010032/APP/6.7	6.7 Outline Landscape and Ecology Management Plan Appendix 1 - LEMP Terms of Reference (Version 3)
TR010032/APP/6.7	6.7 Outline Landscape and Ecology Management Plan Appendix 2 - Proposed S193 Public Access Land in the Orsett Fen (Version 2)
TR010032/APP/6.7	6.7 Outline Landscape and Ecology Management Plan Appendix 3 - Management Matrix (Version 3)
TR010032/APP/7.2	7.2 Planning Statement (Version 2)
TR010032/APP/7.2	7.2 Planning Statement Appendix A National Policy Statement for National Networks (NPSNN) Accordance Table (Version 2)
TR010032/APP/7.2	7.2 Planning Statement Appendix B National Policy Statements for Energy Infrastructure Accordance Tables (Version 2)
TR010032/APP/7.2	7.2 Planning Statement Appendix C Local Authority Policy Review (Version 2)
TR010032/APP/7.2	7.2 Planning Statement Appendix E Green Belt_v2
TR010032/APP/7.2	7.2 Planning Statement Appendix F Kent Downs Area of Outstanding Natural Beauty (Version 2)
TR010032/APP/7.5	7.5 Design Principles (Version 7)
TR010032/APP/7.10	7.10 Health and Equalities Impact Assessment - Appendix B - National Highways EqIA Screening Template (Version 2)
TR010032/APP/7.12	7.12 Wider Network Impacts Management and Monitoring Plan (Version 2)
TR010032/APP/7.13	7.13 Framework Construction Travel Plan (Version 6)
TR010032/APP/7.14	7.14 Outline Traffic Management Plan for Construction (Version 9)
TR010032/APP/7.15	7.15 Preliminary Navigational Risk Assessment (Version 3)
TR010032/APP/7.19	7.19 Carbon and Energy Management Plan (Version 4)
TR010032/APP/7.21	7.21 Stakeholder Actions and Commitments Register (Version 7)
TR010032/EXAM/9.3	9.3 Status of Negotiations with Statutory Undertakers (Version 5)
TR010032/EXAM/9.8	9.8 Environmental Statement Addendum (Version 9)
TR010032/EXAM/9.22	9.22 Schedule of Changes to the Book of Reference (Version 6)
TR010032/EXAM/9.47	9.47 Schedule of Changes to the Draft Development Consent Order during Examination (Version 9)
TR010032/EXAM/9.77	9.77 ExQ1.15.1.1: Schedule of CA and TP Objections – LTC (Version 5)
TR010032/EXAM/9.78	9.78 ExQ1.15.1.2: Crown Land and Consent – LTC (Version 5)

Document reference	Document title
TR010032/EXAM/9.79	9.79 ExQ1.15.1.3: PA2008 s127 Statutory Undertakers' Land-Rights – LTC (Version 5)
TR010032/EXAM/9.80	9.80 ExQ1.15.1.4: PA2008 s138 Statutory Undertakers' Rights and Apparatus – LTC (Version 3)
TR010032/EXAM/9.98	9.98 Policy accordance assessment of the Project against the Consultation draft NPSNN (published March 2023) (Version 2)
TR010032/EXAM/9.164	9.164 Section 106 Agreement - Brentwood Borough Council (Version 2)
TR010032/EXAM/9.165	9.165 Section 106 Agreement - Essex County Council (Version 2)
TR010032/EXAM/9.166	9.166 Section 106 Agreement - Gravesham Borough Council (Version 2)
TR010032/EXAM/9.167	9.167 Unilateral Undertaking - Kent County Council (Version 2)
TR010032/EXAM/9.168	9.168 Section 106 Agreement - London Borough of Havering (Version 2)
TR010032/EXAM/9.169	9.169 Section 106 Agreement - Thurrock Council (Version 2)
TR010032/EXAM/9.210	9.210 Cover Letter and Submissions for Deadline 9
TR010032/EXAM/9.211	9.211 Applicant's response to ExA ISH 12 AP23 on Suite of Energy National Policy Statements
TR010032/EXAM/9.213	9.213 Applicant's Responses to Interested Parties' comments on the Draft Development Consent Order at Deadline 8
TR010032/EXAM/9.214	9.214 Applicant's comments on Interested Parties' submissions at Deadline 8
TR010032/EXAM/9.220	9.220 Chelmsford Diocesan Board of Finance (CDBF) position statement
TR010032/EXAM/9.221	9.221 Hearing speaker biographies
TR010032/EXAM/9.222	9.222 Deadline 9 Hearing Actions

**Table A.2 Book of Plans being submitted at Deadline 9**

Document reference	Document title
TR010032/APP/2.1	2.1 Location Plan (Version 5)
TR010032/APP/2.2	2.2 Land Plans Volume A (key plan) (Version 8)
TR010032/APP/2.2	2.2 Land Plans Volume B (sheets 1 to 20) (Version 8)
TR010032/APP/2.2	2.2 Land Plans Volume C (sheets 21 to 49) (Version 8)
TR010032/APP/2.3	2.3 Crown Land Plans Volume A (key plan) (Version 8)
TR010032/APP/2.3	2.3 Crown Land Plans Volume B (sheets 1 to 20) (Version 8)
TR010032/APP/2.3	2.3 Crown Land Plans Volume C (sheets 21 to 49) (Version 8)

<b>Document reference</b>	<b>Document title</b>
TR010032/APP/2.4	2.4 Special Category Land Plans Volume A (key plan) (Version 7)
TR010032/APP/2.4	2.4 Special Category Land Plans Volume B (sheets 1 to 20) (Version 7)
TR010032/APP/2.4	2.4 Special Category Land Plans Volume C (sheets 21 to 49) (Version 7)
TR010032/APP/2.5	2.5 General Arrangement Plans Volume A (key plan) (Version 5)
TR010032/APP/2.5	2.5 General Arrangement Plans Volume B (sheets 1 to 20) (Version 5)
TR010032/APP/2.5	2.5 General Arrangement Plans Volume C (sheets 21 to 49) (Version 6)
TR010032/APP/2.6	2.6 Works Plans Volume A Composite (key plan) (Version 5)
TR010032/APP/2.6	2.6 Works Plans Volume A Utilities (key plan) (Version 5)
TR010032/APP/2.6	2.6 Works Plans Volume B Composite (sheets 1 to 20) (Version 6)
TR010032/APP/2.6	2.6 Works Plans Volume B Utilities (sheets 1 to 20) (Version 5)
TR010032/APP/2.6	2.6 Works Plans Volume C Composite (sheets 21 to 49) (Version 7)
TR010032/APP/2.6	2.6 Works Plans Volume C Utilities (sheets 21 to 49) (Version 7)
TR010032/APP/2.7	2.7 Rights of Way and Access Plans Volume A (key plan) (Version 5)
TR010032/APP/2.7	2.7 Rights of Way and Access Plans Volume B (sheets 1 to 20) (Version 5)
TR010032/APP/2.7	2.7 Rights of Way and Access Plans Volume C (sheets 21 to 49) (Version 7)
TR010032/APP/2.8	2.8 Streets Subject to Temporary Restrictions of Use Plans Volume A (key plan) (Version 5)
TR010032/APP/2.8	2.8 Streets Subject to Temporary Restrictions of Use Plans Volume B (sheets 1 to 20) (Version 5)
TR010032/APP/2.8	2.8 Streets Subject to Temporary Restrictions of Use Plans Volume C (sheets 21 to 49) (Version 6)
TR010032/APP/2.9	2.9 Engineering Drawings and Sections Volume A (A122 LTC plan and profiles) (Version 6)
TR010032/APP/2.9	2.9 Engineering Drawings and Sections Volume B (A122 LTC cross sections) (Version 6)
TR010032/APP/2.9	2.9 Engineering Drawings and Sections Volume C (A2 M2 and A2 mainline plan and profiles) (Version 2)
TR010032/APP/2.9	2.9 Engineering Drawings and Sections Volume D (A122 LTC A2 junction plan and profiles) (Version 2)
TR010032/APP/2.9	2.9 Engineering Drawings and Sections Volume E (South portal and Tilbury plan and profiles) (Version 5)
TR010032/APP/2.9	2.9 Engineering Drawings and Sections Volume F (A13 junction plan and profiles) (Version 3)
TR010032/APP/2.9	2.9 Engineering Drawings and Sections Volume G (A122 LTC M25 junction plan and profiles) (Version 2)



<b>Document reference</b>	<b>Document title</b>
TR010032/APP/2.9	2.9 Engineering Drawings and Sections Volume H (overhead diversion routes and pylon general arrangement) (Version 2)
TR010032/APP/2.10	2.10 Traffic Regulation Measures Plans Volume A (key plan) (Version 5)
TR010032/APP/2.10	2.10 Traffic Regulation Measures Plans Volume B (sheets 1 to 20) (Version 4)
TR010032/APP/2.10	2.10 Traffic Regulation Measures Plans Volume C (sheets 21 to 49) (Version 5)
TR010032/APP/2.11	2.11 Classification of Roads Plans (Version 6)
TR010032/APP/2.12	2.12 Tunnel Area Plan (Version 2)
TR010032/APP/2.13	2.13 Structures Plans Volume A (key plan and sheets 1 to 11) (Version 5)
TR010032/APP/2.13	2.13 Structures Plans Volume B (sheets 12 to 79) (Version 3)
TR010032/APP/2.14	2.14 River Restrictions Plan (Version 3)
TR010032/APP/2.15	2.15 Tunnel Limits of Deviation Plans (Version 4)
TR010032/APP/2.16	2.16 Drainage Plans Volume A (key plan) (Version 5)
TR010032/APP/2.16	2.16 Drainage Plans Volume B (sheets 1 to 20) (Version 5)
TR010032/APP/2.16	2.16 Drainage Plans Volume C (sheets 21 to 49) (Version 5)
TR010032/APP/2.17	2.17 Temporary Works Plans Volume A (key plan) (Version 5)
TR010032/APP/2.17	2.17 Temporary Works Plans Volume B (sheets 1 to 20) (Version 5)
TR010032/APP/2.17	2.17 Temporary Works Plans Volume C (sheets 21 to 49) (Version 7)
TR010032/APP/2.18	2.18 Hedgerow and Tree Preservation Order Plans Volume A (key plan) (Version 5)
TR010032/APP/2.18	2.18 Hedgerow and Tree Preservation Order Plans Volume B (sheets 1 to 20) (Version 4)
TR010032/APP/2.18	2.18 Hedgerow and Tree Preservation Order Plans Volume C (sheets 21 to 49) (Version 5)

**Table A.3 List of documents submitted to accompany the Environmental Statement Addendum**

<b>Document reference</b>	<b>Document title</b>
TR010032/APP/6.1	6.1 Environmental Statement Chapter 7 - Landscape and Visual (Version 2)
TR010032/APP/6.1	6.1 Environmental Statement Chapter 8 - Terrestrial Biodiversity (Version 2)
TR010032/APP/6.1	6.1 Environmental Statement Chapter 11 - Material Assets and Waste (Version 2)
TR010032/APP/6.2	6.2 Environmental Statement Figure 2.1 - Route Alignment and Order Limits (Version 4)
TR010032/APP/6.2	6.2 Environmental Statement Figure 2.2 - Project Proposals (Version 4)
TR010032/APP/6.2	6.2 Environmental Statement Figure 2.3 - Environmental Constraints Plan (Version 3)
TR010032/APP/6.2	6.2 Environmental Statement Figure 2.4 - Environmental Masterplan Sections 1 and 1A (1 of 10) (Version 4)
TR010032/APP/6.2	6.2 Environmental Statement Figure 2.4 - Environmental Masterplan Section 2 (2 of 10) (Version 5)
TR010032/APP/6.2	6.2 Environmental Statement Figure 2.4 - Environmental Masterplan Section 3 (3 of 10) (Version 4)
TR010032/APP/6.2	6.2 Environmental Statement Figure 2.4 - Environmental Masterplan Section 4 (4 of 10) (Version 2)
TR010032/APP/6.2	6.2 Environmental Statement Figure 2.4 - Environmental Masterplan Section 9 (5 of 10) (Version 6)
TR010032/APP/6.2	6.2 Environmental Statement Figure 2.4 - Environmental Masterplan Section 10 (6 of 10) (Version 4)
TR010032/APP/6.2	6.2 Environmental Statement Figure 2.4 - Environmental Masterplan Section 11 (7 of 10) (Version 3)
TR010032/APP/6.2	6.2 Environmental Statement Figure 2.4 - Environmental Masterplan Section 12 (8 of 10) (Version 3)
TR010032/APP/6.2	6.2 Environmental Statement Figure 2.4 - Environmental Masterplan Section 13 (9 of 10) (Version 3)
TR010032/APP/6.2	6.2 Environmental Statement Figure 2.4 - Environmental Masterplan Section 14 (10 of 10) (Version 3)
TR010032/APP/6.2	6.2 Environmental Statement Figure 2.5 - Construction Information (Version 3)
TR010032/APP/6.2	6.2 Environmental Statement Figure 6.1 - Archaeological Baseline and Assets Assessed as Likely to Experience an Effect (Version 2)
TR010032/APP/6.2	6.2 Environmental Statement Figure 7.16 - Visual Effects Drawing with Representative Viewpoint and Photomontage Locations (Version 3)

<b>Document reference</b>	<b>Document title</b>
TR010032/APP/6.2	6.2 Environmental Statement Figure 7.19 - Photomontages - Winter Year 1 and Summer Year 15 (1 of 4) (Version 5)
TR010032/APP/6.2	6.2 Environmental Statement Figure 7.19 - Photomontages - Winter Year 1 and Summer Year 15 (2 of 4) (Version 3)
TR010032/APP/6.2	6.2 Environmental Statement Figure 7.19 - Photomontages - Winter Year 1 and Summer Year 15 (3 of 4) (Version 2)
TR010032/APP/6.2	6.2 Environmental Statement Figure 7.19 - Photomontages - Winter Year 1 and Summer Year 15 (4 of 4) (Version 3)
TR010032/APP/6.2	6.2 Environmental Statement Figure 8.1 - Designated Sites (Version 2)
TR010032/APP/6.2	6.2 Environmental Statement Figure 8.32 - Compensation Area Phase 1 Survey (Version 2)
TR010032/APP/6.2	6.2 Environmental Statement Figure 8.33 - Ancient Woodland Impacts (Version 2)
TR010032/APP/6.2	6.2 Environmental Statement Figure 10.4 - Agricultural Land Classification Mapping (Version 2)
TR010032/APP/6.2	6.2 Environmental Statement Figure 11.1 - Active Landfill and Waste Transfer and Treatment (Version 3)
TR010032/APP/6.2	6.2 Environmental Statement Figure 12.1 - Construction Noise and Vibration Study Area (Version 2)
TR010032/APP/6.2	6.2 Environmental Statement Figure 12.2 - Construction Traffic Noise - Affected Links (Version 2)
TR010032/APP/6.2	6.2 Environmental Statement Figure 13.5 - Agricultural Landowners (Version 2)
TR010032/APP/6.3	6.3 Environmental Statement Appendix 7.7 - Representative Viewpoint and Visual Receptor Baseline Descriptions and Visual Sensitivity (Version 2)
TR010032/APP/6.3	6.3 Environmental Statement Appendix 7.9 - Schedule of Landscape Effects (Version 2)
TR010032/APP/6.3	6.3 Environmental Statement Appendix 7.10 - Schedule of Visual Effects (Version 2)
TR010032/APP/6.3	6.3 Environmental Statement Appendix 10.4 - Agricultural Land Classification Factual Report (Version 2)

## Appendix B Hearing Actions

Table B.1 Actions from hearings

Action number	Action	Applicant's response
CAH4 Action 5 <a href="#">[EV-061]</a>	<b>ESW: Closing Position and Outstanding Matters</b> Please provide final positions and closing arguments. (This may be accomplished using the SoCG and/ or PADS processes).	The Applicant committed to provide an update on Hearing Action Point 5 within Deadline 7 Hearing Actions <a href="#">[REP7-185]</a> . The Applicant's response can be found in Section 2.2 of Deadline 9 Hearing Actions <b>[Document Reference 9.222]</b> .
CAH5 Action 5 <a href="#">[EV-083a]</a>	<b>Protective Provisions (PP) for Railway Interests</b> Submit a marked-up version of the current version of PP (DCO v8 at D6), identifying proposed additions or deletions and the reasons for these.	The Applicant committed to provide an update on Hearing Action Point 5 within paragraph 3.5.4 of Post-event submissions, including written submissions of oral comments for CAH5 <a href="#">[REP8-109]</a> . The Applicant's response can be found in Section 3.2 of Deadline 9 Hearing Actions <b>[Document Reference 9.222]</b> .
ISH9 Action 23 <a href="#">[EV-075]</a>	<b>Hole Farm – TCPA Application</b> Provide an update on the status of the TCPA planning application at Hole Farm, once a decision has been made (or if any other significant changes to the status of the application have occurred).	The Applicant's response can be found in Section 4.2 of Deadline 9 Hearing Actions <b>[Document Reference 9.222]</b> .
ISH12 Part 1 Action 12 <a href="#">[EV-085a]</a>	<b>Shorne Woods Side Agreement (Revenue Compensation)</b> Applicant to submit asap to Kent County Council. Subsequently the Applicant and Kent County Council should provide confirmation whether this side agreement has been agreed by the parties. Any matters that the parties rely upon in terms securing a relevant important consideration should be provided in outline form.	The Applicant's response can be found in Section 5.2 of Deadline 9 Hearing Actions <b>[Document Reference 9.222]</b> .

Action number	Action	Applicant's response
ISH12 Part 1 Action 23 <a href="#">[EV-085a]</a>	<p><b>Suite of Energy National Planning Policy Statements</b></p> <p>Provide comments on the most recent suite of draft Energy National Planning Policy Statements in respect of any matters you consider important and relevant to this development.</p> <p>If the suite of Energy NPSs are designated prior to the close of the Examination, provide any updated comments in respect of the designated versions of the NPSs.</p> <p>In providing comments, at both deadlines, please have regard to the transitional arrangements in the NPSs and indicate what weight you consider should be given to the new NPSs compared to the current policy framework</p>	The Applicant's response can be found in Section 5.3 of Deadline 9 Hearing Actions [ <b>Document Reference 9.222</b> ].
ISH12 Part 2 Hearing Action 1 <a href="#">[EV-085i]</a>	<p><b>Control documents – detailed drafting</b></p> <p>Provide an update on any detailed matters of drafting in respect of the control documents, or suggested amendments to them, in writing which, in your view, remain at issue.</p> <p>The Applicant may respond at D9</p>	The Applicant's response can be found in Section 5.4 of Deadline 9 Hearing Actions [ <b>Document Reference 9.222</b> ].
ISH12 Part 2 Hearing Action 2 <a href="#">[EV-085j]</a>	<p><b>Outline Site Waste Management Plan (oSWMP)</b></p> <p>To provide any detailed comments relating to the oSWMP.</p> <p>Applicant to respond at D9</p>	The Applicant's response can be found in Section 5.5 of Deadline 9 Hearing Actions [ <b>Document Reference 9.222</b> ].
ISH12 Part 2 Hearing Action 3 <a href="#">[EV-085i]</a>	<p><b>Outline Materials Handling Plan (oMHP)</b></p> <p>These parties to continue to discuss refinements to the wording of the oMHP in respect of the commitments for multi-modal transport for the transportation of materials.</p> <p>In particular, the applicant is to consider adding wording to refer to 'environmentally equivalent' in addition to, or instead of,</p>	The Applicant's response can be found in Section 5.6 of Deadline 9 Hearing Actions [ <b>Document Reference 9.222</b> ].

Action number	Action	Applicant's response
	'environmentally better' when non-road transportation is being considered.	
ISH12 Part 2 Hearing Action 5 <a href="#">[EV-085i]</a>	<b>Illustrative Plans</b> Provide a complete list of illustrative plans which the Applicant does not intend to be certified documents. This can be submitted with the final version of draft DCO.	The Applicant's response can be found in Section 5.7 of Deadline 9 Hearing Actions [ <b>Document Reference 9.222</b> ].
ISH12 Deadline 9 Updates	<b>The Applicant committed to a number of updates in post-event submissions, including written submission of oral comments for ISH12 <a href="#">[REP8-111]</a>.</b>	The Applicant's response can be found in Table 5.1 of Deadline 9 Hearing Actions [ <b>Document Reference 9.222</b> ].
ISH13 Action 7 <a href="#">[EV-087g]</a>	<b>Thames Freeport (Ports and Thurrock Council): Collaborative development of draft Requirement 18</b> By Deadline 9, please engage to seek a further revised draft of Requirement 18 in which the objectives to be met and definitions of terms and outcomes sought to secure the proper functionality of the Orsett Cock are (as far as possible) agreed. Provide a draft that sets out all matters agreed. If necessary, provide reservations and statements of individual or group positions on matters not agreed.	The Applicant's response can be found in Section 6.2 of Deadline 9 Hearing Actions [ <b>Document Reference 9.222</b> ].
ISH14 Action 11 <a href="#">[EV-088f]</a>	<b>Whitecroft Care Home</b> If there is no agreement between the Applicant and the Owners/Operators of the Care Home by Deadline 8, at Deadline 9 please provide final submissions on any measures that the ExA should recommend to the Secretary of State (including dDCO provisions) to ensure that the public sector equality duty (PSED) can be discharged.	The Applicant's response can be found in Section 7.2 of Deadline 9 Hearing Actions [ <b>Document Reference 9.222</b> ].



Action number	Action	Applicant's response
ISH14 Action 12 <a href="#">[EV-088f]</a>	<p><b>Brentwood Enterprise Park</b></p> <p>Provide detailed measures to maintain access(es) to the Brentwood Enterprise Park during the construction phase to be secured in the Code of Construction Practice (CoCP).            Landowner and Site manager to comment at D9a, alongside final positions on this matter</p>	<p>The Applicant's response can be found in Section 7.3 of Deadline 9 Hearing Actions [<b>Document Reference 9.222</b>].</p>
ISH14 Action 13 <a href="#">[EV-088f]</a>	<p><b>Mee Land and Business</b></p> <p>Review the measures located in the REAC and/or CEMP to address outstanding issues, including irrigation, farm shop viability, access and how to manage land during construction, alongside the position of the two parties at the Deadline.</p>	<p>The Applicant committed to provide an update on Hearing Action Point 13 within Section A.10 of Post-event submissions, including written submissions of oral comments, for ISH14 <a href="#">[REP8-114]</a>.</p> <p>The Applicant's response can be found in Section 7.4 of Deadline 9 Hearing Actions [<b>Document Reference 9.222</b>].</p>