

A47 North Tuddenham to Easton

Scheme Number: TR010038

Volume 9

9.4 Draft Development Consent Order - Schedule of Drafting Changes for Deadline 2

The Infrastructure Planning (Examination Procedure) Rules 2010
Rule 3(2)(b)

Planning Act 2008

September 2021

Infrastructure Planning

Planning Act 2008

**The Infrastructure Planning
(Examination Procedure) Rules 2010**

A47 North Tuddenham to Easton
Development Consent Order 202[x]

**DRAFT DEVELOPMENT CONSENT ORDER:
SCHEDULE OF DRAFTING CHANGES FOR DEADLINE 2**

Rule Number:	3(2)(b)
Planning Inspectorate Scheme Reference	TR010038
Application Document Reference	TR010038/EXAM/9.4
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Version	Date	Status of Version
Rev 0	September 2021	Deadline 1
Rev 1	September 2021	Deadline 2

1 INTRODUCTION

- 1.1.1 The Development Consent Order (**DCO**) application for the A47 North Tuddenham to Easton scheme was submitted on 15 March 2021 and accepted for examination on 12 April 2021.
- 1.1.2 The purpose of Table 1.1 in this document is to set out the changes made to the draft Development Consent Order (**dDCO**) from that submitted on 15 March 2021 (Version 0) (**APP-017**).
- 1.1.3 These changes were made principally to reflect the advice issued by the Planning Inspectorate, on 12 April 2021, under section 51 of the Planning Act 2008 following acceptance of the application and to address comments made by interested parties in their relevant representations issued by the Planning Inspectorate 01 July 2021.
- 1.1.4 The purpose of Table 1.2 in this document is to set out the changes made to the draft Development Consent Order (**dDCO**) from that submitted on 1 September 2021 (Version 1) (**REP-004**).
- 1.1.5 It is submitted together with:
- Revised issue of the dDCO (Version 2), and
 - a comparison version of the dDCO showing all changes between new Version 2 and Version 1.
- 1.1.6 These changes are made principally to reflect the Examining Authority's first set of written questions.

Table 1.1: Summary of changes made to the dDCO (Version 1) from the dDCO submitted in the application for development consent (Version 0)

Article/Schedule	Change	Reason for change	Precedent used	Consequential changes
Article 2, Interpretation for the Development Consent Order	The definition of 'Cadent' has been removed.	This has been removed as this definition is not used in the DCO.	N/A	N/A
Article 2, Interpretation for the Development Consent Order	The definition of 'NGET' has been removed.	This has been removed as this definition is not used in the DCO.	N/A	N/A
Article 2, Interpretation for the Development Consent Order	The definition of 'Openreach' has been removed.	This has been removed as this definition is not used in the DCO.	N/A	N/A
Article 2, Interpretation for the Development Consent Order	The definition of 'Virgin Media' has been removed.	This has been removed as this definition is not used in the DCO.	N/A	N/A
Article 2, Interpretation for the Development Consent Order	The definition of 'Vodafone' has been removed.	This has been removed as this definition is not used in the DCO.	N/A	N/A
Article 3, Disapplication of legislative provisions	A new sub-section has been included to disapply s161(1) of the planning Act 2008 if compliance with the DCO prevents Orsted Hornsea Project Three UK (Orsted) from complying with any article or requirement in the Hornsea Three Offshore Wind Farm Order 2020 and vice versa.	This provision has been included at the request of Orsted (see RR078.13 in the Applicant's Responses to relevant Representations)	N/A	The definitions of 'Hornsea Three' and 'Hornsea Three Order' have been included in Article 2 Requirement 13 has been updated to reflect the inclusion of the Hornsea Three Order definition
Schedule 1, 'Authorised Development', Work No. 73	'and 2' has been added into the description of Work No. 73.	The description has been amended to accurately reflect the description for the works.	N/A	N/A
Schedule 1, 'Authorised Development', Work No. 74	'2' has been removed and '8, 9, 10 and 11' have been added into the description of Work No. 74.	The description has been amended to accurately reflect the description for the works.	N/A	N/A
Schedule 1, 'Authorised Development', Work No. 80	'15, 16 and 17' has been added into the description of Work No. 80.	The description has been amended to accurately reflect the description for the works.	N/A	NA

Article/Schedule	Change	Reason for change	Precedent used	Consequential changes
Schedule 1, 'Authorised Development', Work No. 83	'crossing Work Nos 1 and 16' has been added into the description of Work No. 83.	The description has been amended to accurately reflect the description for the works.	N/A	N/A
Schedule 1, 'Authorised Development', Work No. 84	'17, 18, 20' and 'and' has been removed and '19, 22, 23' and '29' have been added into the description of Work No. 84.	The description has been amended to accurately reflect the description for the works.	N/A	N/A
Schedule 1, 'Authorised Development', Work No. 85	Work No. 26 has been amended to Work No. 26a in the description of Work No. 85.	The description has been amended to accurately reflect the description for the works.	N/A	N/A
Schedule 1, 'Authorised Development', Work No. 87	'and 33' has been added into the description of Work No. 87.	The description has been amended to accurately reflect the description for the works.	N/A	N/A
Schedule 1, 'Authorised Development', Work No. 89	'32' has been added into the description of Work No. 89.	The description has been amended to accurately reflect the description for the works.	N/A	N/A
Schedule 1, 'Authorised Development', Work No. 90	'39 and' has been added into the description of Work No. 90.	The description has been amended to accurately reflect the description for the works.	N/A	N/A
Schedule 2, 'Requirements' Requirement 4(1)	The Environment Agency has been added as a consultee for the Environmental Management Plan (EMP) (Second Iteration).	This provision has been included at the request of the Environment Agency (see RR066.7 in the Applicant's responses to Relevant Representations).	N/A	N/A
Schedule 2, 'Requirements' Requirement 6(2)	This provision has been updated so that the requirement for remediation is based on a consideration of the risk assessment and wording has been added to clarify that remedial measures must also prevent any impacts on controlled waters.	This provision has been updated at the request of the Environment Agency (see RR066.9 in the Applicant's responses to Relevant Representations).	N/A	N/A
Schedule 2, 'Requirements' Requirement 8(1)	The Environment Agency has been added as a consultee for the details of the surface and foul water drainage system.	This provision has been included at the request of the Environment Agency (see RR066.11 in the Applicant's responses to Relevant Representations).	N/A	N/A
Schedule 2, 'Requirements' Requirement 9(1)	Norfolk County Council Historic Strategy and Advice Team and Historic England have been added as consultees for the written scheme of investigation.	This provision has been included at the request of Norfolk County Council (see	N/A	N/A

Article/Schedule	Change	Reason for change	Precedent used	Consequential changes
		RR037.17 in the Applicant's responses to Relevant Representations).		
Schedule 7, 'Temporary Possession'	Plot 14/6a has been included within Schedule 7.	This plot has been changed from permanent acquisition to temporary acquisition following discussions between Applicant and the landowner (see RR-006, RR-008 and RR-009 in the Applicant's responses to Relevant Representations).	N/A	N/A

Table 1.2: Summary of changes made to the dDCO (Version 2) from the dDCO submitted at deadline 1 (Version 1)

Article/Schedule	Change	Reason for change	Precedent used	Consequential changes
Article 2, Interpretation for the Development Consent Order	The definition of "commence" has been amended to delete reference to "diversion and laying of underground apparatus".	This amendment is in response to Question 7.0.5 of the Examining Authority's First Written Questions. Upon review the Applicant has decided to remove this wording.	N/A	N/A
Article 2, Interpretation for the Development Consent Order	The definition of "environment statement" has been amended to remove the capitals from the words.	The amendment has been made to ensure terminology is consistent throughout the DCO.	N/A	N/A
Article 2, Interpretation for the Development Consent Order	The definition of "Order land" has been amended to capitalise the words "Book of Reference".	The words "book of reference" have been capitalised for grammatical consistency and in response to Question 7.0.7 of the Examining Authority's First Written Questions.	N/A	N/A
Article 2, Interpretation for the Development Consent Order	Paragraph 4 has been amended to capitalise the words "Book of Reference".	The words "book of reference" have been capitalised for grammatical consistency and in response to Question 7.0.7 of the Examining Authority's First Written Questions.	N/A	N/A
Article 10, Consent to transfer benefit of Order	Sub-section 11 has been amended to include the words "any works relating to its apparatus set out in" in paragraphs (a) – (d).	This amendment has been made in response to question 7.0.12 of the Examining Authority's First Written	N/A	N/A

Article/Schedule	Change	Reason for change	Precedent used	Consequential changes
		Questions so that to ensure the transfer of benefit only applies to the apparatus owned by the particular entity.		
Article 12, Construction and maintenance of new, altered or diverted streets and other structures	Sub-section 5 has been amended to hyphenate the words "de-trunked" and "de-trunking".	This amendment has been made to ensure consistency between the DCO and the plans.	N/A	N/A
Article 12, Construction and maintenance of new, altered or diverted streets and other structures	Sub-section 6 has been amended to delete the word "and".	The word "and" has been removed in response to question 7.0.15 of the Examining Authority's First Written Questions.	N/A	N/A
Article 13, Classification of roads, etc.	Sub-section 6 has been updated to refer to the "relevant highway authority" as opposed to the "relevant planning authority".	This amendment has been made in light of question 7.0.17 of the Examining Authority's First Written Questions. Upon reflection the local highway authority is more appropriate.	N/A	N/A
Article 37 , Apparatus and rights of statutory undertakers in stopped up streets	The cross reference in sub-section (2) has been updated from article 16 to article 17.	This amendment is a correction of a typographical error.	N/A	N/A
Schedule 2, 'Requirements', Requirement 4(1)	The lead local flood authority has been listed as a consultee under Requirement 4(1) (Environmental Management Plan).	This amendment has been made at the request of Norfolk County Council as lead local flood authority.	N/A	The definition of "local lead flood authority" has been included in paragraph 1 of Schedule 2 'Requirements'
Schedule 2, 'Requirements', Requirement 8	The word foul water has been removed from Requirement 8.	This amendment has been made as a foul water drainage system is not being installed as part of the Scheme.	N/A	N/A
Schedule 2, 'Requirements', Requirement 8	The lead local flood authority has been listed as a consultee under Requirement 8(1) and 8(2) (Surface water drainage).	This amendment has been made at the request of Norfolk County Council as lead local flood authority.	N/A	The definition of "local lead flood authority" has been included in paragraph 1 of

Article/Schedule	Change	Reason for change	Precedent used	Consequential changes
				Schedule 2 'Requirements'
Schedule 2, 'Requirements', Requirement 10 (2)	The word "constructed" has been deleted and replaced with "implemented".	This amendment has been made in response to question 7.0.45 of the Examining Authority's First Written Questions.	N/A	N/A
Schedule 10, Documents, etc to be certified	The words "Chapter 2" has been inserted and revisions of the Documents have been inserted.	This amendment has been made in response to Question 7.0.2 of the Examining Authority's First Written Questions.	N/A	NA
Explanatory Note	The words "Book of Reference" has been capitalised, the word "and" deleted and the words "and other documents" inserted.	The words "book of reference" have been capitalised for grammatical consistency and in response to Question 7.0.7 of the Examining Authority's First Written Questions.	N/A	N/A