
From: Dale, Victoria [REDACTED]
Sent: 17 September 2019 14:18
To: Church, Eleanor [REDACTED]; Great Yarmouth Third River Crossing <GYTRC@planninginspectorate.gov.uk>; Fedden, Liam [REDACTED]
Cc: Great Yarmouth 3rd River Crossing [REDACTED] Kemp, Mark [REDACTED]
Subject: TR010043 - Great Yarmouth Third River Crossing - Applicant's response to Rule 6 letter

Good afternoon Eleanor

Please find attached Norfolk County Council's response to the Planning Inspectorates Rule 6 letter.

The attachment can also be found on SharePoint, [which you will be able to access from this link](#). I have also put a copy of this letter in the post for you.

Please can you confirm receipt.

Kind regards,
Vicky

Vicky Dale, Project Delivery Coordinator

Community & Environmental Services, Infrastructure Delivery
Tel: 01603 973912 | Dept: 0344 800 8020
Martineau Lane, Norwich, NR1 2DH

[REDACTED]

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Your Ref: TR010043
Date: 17 September 2019

My Ref: GY3RC/TR010043/Rule6
Tel No.: 01603 973912
Email: gy3rc@norfolk.gov.uk

Dear Ms Church

Applicant's response to the Rule 6 letter.

I am writing to reply to the Examining Authority's letter having been issued pursuant to Section 88 of the Planning Act 2008 and Rule 6 of the Infrastructure Planning (Examination procedure) Rules 2010 dated 29 August 2019 relating to the arrangements for the Preliminary Meeting for the Great Yarmouth Third River Crossing project (GY3RC). This is the Applicant's response to the Rule 6 letter.

As promoter of the scheme, I can confirm, as requested, that Norfolk County Council (NCC) as the Applicant for the scheme, will attend the meeting and wishes to speak at the meeting as necessary to cover all topics set out in the draft agenda. At this time, we have not identified specific points that we will raise under every heading in the agenda, but we have identified some points that we will raise as set out below. We will clearly want the opportunity to respond to any points raised by others and are expecting to respond to any questions or queries raised by the Examining Authority.

Attendees currently identified who will be at the Preliminary Meeting from the Applicant's team include:

David Allfrey – Infrastructure Delivery Manager (NCC)
Mark Kemp – GY3RC Project Manager (NCC)
Michael Bedford QC – Lead Counsel (Cornerstone Barristers)

In addition to the above, there are likely to be a range of team members and other representatives of the Applicant who would wish to attend to observe the meeting.

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The Applicant will also be present at the Open Floor Hearing which is to be held on the same date as the Preliminary Meeting ('OFH'). The Applicant does not expect to speak at the OFH other than on matters of procedure or clarification. There will be a range of team members and other representatives of the Applicant who would wish to attend and observe the hearing.

The Applicant has considered the draft timetable as set out in Annex C of the Rule 6 letter and has a number of suggestions for potential changes to it, which are set out below. These points will form the basis of the Applicant's submission at the Preliminary Meeting.

The need for Deadlines 3 & 6 to be pushed back

If there are going to be hearings in week commencing 18 November and week commencing 27 January respectively, there will not be sufficient time to prepare post-hearing written summaries of oral submissions, leaving just 4 and 2 working days respectively to produce submissions for each deadline. Generally, a week is necessary, especially where there are other submissions being prepared for the same deadlines, as is the case here.

Issue Specific Hearing 2 on the draft Development Consent Order

The Applicant would like to see a fixed date for a second Issue Specific Hearing on the draft Development Consent Order.

Updated Application documents

The Applicant is aware there are no requests for an updated Book of Reference within the timetable and would like to see an updated Book of Reference at either Deadline 2 or Deadline 4, or potentially submissions at both deadlines.

Submission of draft Statement of Common Ground (SoCG)

The draft timetable within the Rule 6 letter makes provision for SoCGs to be submitted at Deadline 3 but does not require further SoCG submissions post Deadline 3. Please note that the Applicant's ability to provide signed SoCGs by Deadline 3 will depend on the status of negotiations with third parties at that time, therefore it might be helpful if the examination timetable includes another Deadline for further/final SoCG submissions (if required), potentially at Deadline 6, as part of post hearing submissions to reflect discussions with Interested Parties following those hearings and/or Deadline 7 so that the Examining Authority has the 'final' position on matters at the close of the hearing.

Notification of hearing dates

The Applicant is aware that there is a legal duty to allow 21 working days to publish notices in relevant local newspapers, therefore would appreciate it if the Planning Inspectorate could give enough notice to ensure we meet these deadlines.

Section 51 advice

The Applicant can confirm a letter dated 13 September 2019 was sent to the Planning Inspectorate responding to the Section 51 advice.

Multilateral Statement of Common Ground on the draft DCO

The Applicant notes the request at item 2 of Annex F of the Rule 6 Letter for a 'multilateral SoCG' relating to the provisions of the draft Development Consent Order. The Applicant submits that given the number of parties referenced in the draft DCO and their very different roles and views on its provisions, it is unlikely that such a SoCG will be able to be

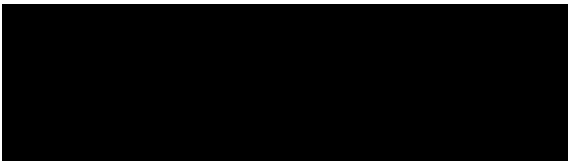
produced. The Applicant is not aware of this requirement having been satisfied in the case of any other DCOs, presumably for the same reason.

However, the Applicant also notes that with the exception of the Great Yarmouth Port Authority (GYPA), ASCO and Perenco, the main elements of the DCO are most likely to be of interest to Norfolk County Council as local highway authority and county planning authority and Great Yarmouth Borough Council as local planning authority. You will note from the Relevant Representations submitted by those (local authority) parties that there is little at issue between them and the County Council as Applicant in relation to DCO wording; and it is indeed anticipated that outstanding matters should be able to be dealt with by Deadline 3.

It will therefore be the case that other parties' involvement will be limited to the parts of the DCO which directly affect them (e.g. the DML for the MMO, and the individual Protective Provisions for the GYPA, the Environment Agency, Anglian Water, and Cadent). As such, the Applicant submits that the Examining Authority will be able to consider those parts with reference to the bilateral SoCGs with, and submissions by each of those parties. The Applicant would therefore propose that it should not be required to produce such a SoCG for Deadline 2 of the Examination, but it will be willing to discuss this at the Preliminary Meeting.

I trust the above is sufficient and in compliance with the information requested by the Examining Authority, however please do contact me if you require any further information or if you need to discuss any of the points raised.

Yours sincerely,



Mark Kemp
GY3RC Project Manager

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