

Great Yarmouth Third River Crossing Order 202[*]

Document NCC/GY3RC/EX/093: Explanation of Changes to Revision 6 of the Draft DCO

Planning Act 2008

Infrastructure Planning

The Infrastructure Planning (Examination Procedure) Rules 2010

Planning Inspectorate Reference Number: TR010043

Author: Norfolk County Council

Document Reference: NCC/GY3RC/EX/093

Date: 20 March 2020



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Foreword

This document relates to an application ('the Application') submitted by Norfolk County Council ('the Council' / 'the Applicant') to the Secretary of State for a Development Consent Order ('DCO') under the Planning Act 2008.

If made by the Secretary of State, the DCO would grant development consent for construction, operation and maintenance of a new bascule bridge highway crossing of the River Yare in Great Yarmouth, and which is referred to in the Application as the Great Yarmouth Third River Crossing (or 'the Scheme').



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1 Introduction

1.1 Introduction

- 1.1.1** This document provides a commentary on changes made to revision 6 of the draft Development Consent Order submitted at Deadline 9 on 20 March 2020 (DCO Revision 6) compared with revision 5 of the draft DCO (DCO Revision 5) (document reference NCC/GY3RC/EX/082, Planning Inspectorate reference REP7-007) submitted at Deadline 7 on 3 March 2020. An electronic .pdf comparison between the two versions has also been submitted at Deadline 9.
- 1.1.2** In broad terms the changes made in the latest draft of the DCO have been made for the following reasons:
- a change that the Applicant indicated, in its Response to Request for Further Information (Rule 17) (document reference NCC/GY3RC/EX/088, PINS reference REP8-002), it intended to make to Requirement 10;
 - changes to reflect comments received from, and ongoing discussions with, interested parties; and
 - typographical corrections and changes to reflect statutory instrument drafting practice.
- 1.1.3** Table 1.1 below includes a summary of the changes to this revision of the draft DCO.

Table 1.1: Summary of changes to the DCO

Provision in revised draft DCO and/or issue	Brief description and explanation
Article 8 Consent to transfer benefit of the Order	Following discussions with the Environment Agency, the Applicant has included a new paragraph (4)(b) to this article that would permit a transfer of the benefit of the Order to the Environment Agency without the consent of the Secretary of State where the transfer or grant is for the purposes of the construction, operation or maintenance of Work No.6A(iii).
Article 29 Private rights over land	The Applicant has introduced a new paragraph (3) to this article which clarifies that private rights over any part of the Order land which is in the ownership of the Applicant are to be extinguished if they conflict activities authorised by the Order. The provision is necessary to ensure that any interests that remain unknown, despite the Applicant's diligent enquiries, in land in the undertaker's ownership do not frustrate the Scheme.
Schedule 2 Requirements Paragraph 10 Emergency Preparedness and Response Plan	As explained in detail in the Applicant's Response to Request for Further Information (Rule 17) (document reference NCC/GY3RC/EX/088, PINS reference REP8-002), the Applicant has introduced a new sub-paragraph (4) requiring the Emergency Preparedness and Response Plan, so far as is relevant, to be prepared with regard to the residual flood risk analysis required to be prepared under sub-paragraph (3) and to include a statement explaining the regard that has been had to the results of that analysis.
Schedule 15 Documents to be certified	The Applicant has added, for completeness, Document Reference 6.5 (Environmental Statement (Non-Technical Summary)) to the list of documents comprising the Environmental Statement.