

PROPOSED PROTECTIVE PROVISIONS

M54-M6 LINK ROAD
M6 DIESEL SITE AT SAREDON



Project	M6 Diesel site at Saredon & M54-M6 link road		
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1 INTRODUCTION

- 1.1 This document contains the proposed protective provisions in favour of M6 Diesel. It is provided in response to the Examining Authority's (ExA) request at the issue-specific hearing on traffic and transport (ISH2) on 08/12/2020, as captured as action no. 11 in the Hearing Action Points [EV-023].
- 1.2 The purpose of these protective provisions is to enable the ExA to have sufficient information to amend the draft DCO so that the Applicant is required to provide signage for M6 Diesel at M6 Junction 11, should the ExA take the view that such signage should be provided.
- 1.3 For reference M6 Diesel's position on signage is found in our Written Representation [REP1-080] along with the written submission of the oral case presented at ISH2, which forms part of our submission for Deadline 4.

2 RATIONALE FOR USING PROTECTIVE PROVISIONS

- 2.1 M6 Diesel consider that the appropriate means of securing the provision of the necessary signage is by the insertion of additional protective provisions in Schedule 9 of the draft DCO. This is because the provisions are for the benefit (protection) of a single affected party.

3 PROPOSED PROTECTIVE PROVISIONS

- 3.1 The following proposed protective provisions are drafted so they can be inserted into the DCO as Part 4 of Schedule 9. The paragraph numbering used below continues from that found in the Applicant's latest available draft DCO [REP2-005]. Both the Part number and paragraph numbering may therefore need amending from that used below if the final DCO varies from this draft.

PART 4

FOR THE PROTECTION OF THE OPERATOR OF SAREDON FILLING STATION

34. For the protection of the operator of Saredon filling station the following provisions have effect, unless otherwise agreed in writing between the undertaker and the operator.

35. In this Part of this Schedule—

“operator” means M6 Diesel Ltd or any successor operator of Saredon filling station;

“Saredon filling station” means the filling station located on Cannock Road, Shareshill, WV10 7LZ;

“the sign regulations” means the Traffic Signs Regulations and General Directions 2016 (SI 2016 No. 362);

“signage scheme” means a series of directional signs on the signed routes signing the location of Saredon filling station for the benefit of the drivers of large and heavy goods vehicles and complying with Schedule 12 Part 2 Item 7 of the sign regulations, displaying the legend “Saredon filling station” together with a symbol to Schedule 12 Part 11 Item 2 of the sign regulations, with associated arrows and other legends as appropriate; and

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“the signed routes” means the following lengths of road—

- (a) from the A460 to the northeast of M6 Junction 11 to the existing A460 to the west of M6 Junction 11, via the gyratory at M6 Junction 11;
- (b) from the M6 southbound diverge slip road at M6 Junction 11 to the existing A460 to the west of M6 Junction 11, via the gyratory at M6 Junction 11; and
- (c) from the M6 northbound diverge slip road at M6 Junction 11 to the existing A460 to the west of M6 Junction 11, via the gyratory at M6 Junction 11.

36.The Undertaker must complete the detailed design of the signage scheme to the reasonable satisfaction of the operator as confirmed in writing prior to installing any permanent directional signs at M6 Junction 11.

37.The Undertaker must install the signage scheme prior to the opening to traffic of the new length of road between point 4/36 on sheet 4 and point 6/2 on sheet 6 of the classification of roads plans.

38.The Undertaker must maintain the signage scheme for such time as the Saredon filling station continues to operate.