

Application by National Highways (formerly Highways England) for an Order Granting Development Consent for the A417 Missing Link

The Examining Authority's schedule of proposed changes to the draft Development Consent Order (dDCO)

Issued on Wednesday 13 April 2022

This document sets out the Examining Authority's (ExA) proposed changes to the latest version of the Applicant's dDCO submitted at Deadline 6 of the Examination [[REP6-007](#)]. Column 1 of the table sets out the unique reference number for each proposed change. Column 2 sets out the provision in the dDCO to which the proposed change relates. Column 3 describes the recommended change. Column 4 provides the ExA's reasoning as to the recommended change and any further commentary.

The ExA's comments are based on the Applicant's dDCO which includes amendments made in respect of the Applicant's change request. This is without prejudice and does not reflect any decision made on these matters by the ExA at this stage, but is used as the latest most complete version of the dDCO on which all comments can be captured and is used to assist completeness, clarity and convenience.

There may be further changes to the dDCO which the ExA recommends to the Secretary of State to take account of other matters that have been and continue to be examined. This is particularly likely in the event that it is clear that there are fundamental differences between parties on a number of issues. These will need to be reported to the Secretary of State along with the ExA's conclusions when all the evidence has been submitted.

It is also noted that in the Deadline 6 responses the Applicant has made commitments to amend the dDCO to reflect agreed positions with other parties, and that these will be incorporated in the next version of the dDCO. These matters are therefore not included in these recommended amendments.

Should the Applicant or any other party wish to make any comments on this schedule of proposed changes then these should be submitted at **Deadline 8 (Friday 6 May 2022)**.



Reference No.	Provision	Proposed Change	Reasoning
DCO-PC001	Explanatory paragraphs on page 4	In the second paragraph, replace "[a single appointed person]" with "a panel". In the third paragraph, replace "[single appointed person]" with "panel". In the fourth paragraph, replace "[single appointed person]" with "panel".	To reflect the make-up of the Examining Authority.
DCO-PC002	Final paragraph of Explanatory paragraphs on page 4	Insert the appropriate missing section and paragraph references.	Typographic.
DCO-PC003	Article 2(1) Interpretation "trunk road"	Amend sub-paragraph (c), (d), (e) and (f) numbering to read (a), (b), (c) and (d).	Typographic error arising from earlier sub-paragraph listing.
DCO-PC004	Article 7	Insert commas after "development" and after "limits".	Typographic.
DCO-PC005	Article 12(1)	Inset commas after "highway" and after "carriageway".	Typographic.
DCO-PC006	Article 19(2)	Replace "which consent" with "whose consent".	Typographic.
DCO-PC007	Article 41(7)	Should the word "can" in the second line read "cannot"?	Typographic.



Reference No.	Provision	Proposed Change	Reasoning
DCO-PC008	Schedule 1 Work No. 1(d)	Amend and update to reflect that a fully accessible public layby will not be provided.	To secure details post-consent for either an emergency layby or no layby at all, restricting the option of having a fully public layby that has been determined not to be required.
DCO-PC009	Schedule 1 Work No. 8 (d)	Insert the word "and" after "Public Right of Way" and before "the Cowley Overbridge".	Typographic.
DCO-PC010	Schedule 1 Work No. 23	Replace word "sheet" with "sheets".	Typographic.
DCO-PC011	Schedule 2	Move "Details of Consultation Requirement 4..." to Schedule 2 Part 2 Procedure for Discharge of Requirements. Renumber requirements following on.	This is more appropriately located as it addresses a procedure to be addressed in discharging requirements.
DCO-PC012	Schedule 2 Detailed Design Requirement 11	In sub-paragraph (2), delete the word "or" at start of the third line and insert ",". Then insert "or the structures engineering drawings and sections" after "...sections" in the third line.	To address the inclusion of the structures engineering drawings and sections in 1(a).
DCO-PC013	Schedule 4 Part 2	On page 62, replace heading "Sheet 2 and 3" with "Sheets 2 and 3".	Consistency of typing within table.



Reference No.	Provision	Proposed Change	Reasoning
DCO-PC014	Schedule 4 Part 2	On page 64, replace heading " <i>Sheet 3 and 4</i> " with " <i>Sheets 3 and 4</i> ".	Consistency of typing within table.
DCO-PC015	Schedule 4 Part 2	On page 65, replace heading " <i>Sheet 4 and 5</i> " with " <i>Sheets 4 and 5</i> ".	Consistency of typing within table.
DCO-PC016	Schedule 4 Part 2	On page 66, replace heading " <i>Sheets 5</i> " with " <i>Sheet 5</i> ".	Consistency of typing within table.
DCO-PC017	Schedule 9	Update to include reference to the latest version of all relevant plans, documents and strategies that have developed through the Examination.	To ensure up-to-date and accurate.