

Application by National Highways for an Order Granting Development Consent for the A12 Chelmsford to A120 Widening Scheme

Agenda for Issue Specific Hearing 2 (ISH2):

Hearing	Date and Time	Location
Issue Specific Hearing 2	<p>Wednesday 1 March 2023</p> <p>Hearing starts at 1.00pm and finishes at 2.30pm</p> <p>Seating available at venue from 12.30pm and virtual Arrangements Conference from 12.30pm</p>	<p>First Floor, Kingsland Church, 86, London Road, Lexden, Colchester, CO3 9DW</p> <p>and</p> <p>By virtual means using Microsoft Teams</p>

Agenda

1.	Welcome, introductions, arrangements for the Hearing
2.	<p>Articles and Schedules of the dDCO</p> <ul style="list-style-type: none"> The Applicant will be asked to provide a brief overview of the dDCO; ExA will ask questions in respect of Articles and Schedules of the dDCO; and IPs will be invited to ask questions of clarification in relation to the dDCO Articles and Schedules.
3.	<p>Schedule 2 of the dDCO – Requirements</p> <ul style="list-style-type: none"> The Applicant will be asked to provide a brief overview of the proposed Requirements in Schedule 2 of the dDCO; The ExA will ask questions in respect of Schedule 2; and IPs will be invited to ask questions of clarification in relation to Schedule 2.
4.	<p>Schedule 9 – Protective Provisions</p> <ul style="list-style-type: none"> The Applicant and IPs will be asked to provide an update on progress regarding the bespoke Protective Provisions set out in Part 3 to Part 7 of Schedule 11, an explanation of any important differences of view and a timescale for resolution.

5.	Consents, licences and other agreements <ul style="list-style-type: none"> The Applicant will be asked to provide an update of progress and timescales for completion of any other consents, licences and other agreements.
6.	Statements of Common Ground <ul style="list-style-type: none"> The ExA will ask the Applicant to provide an update on Statements of Common Ground relevant to the DCO.
7.	Review of issues and actions arising
8.	Any other matters
9.	Close of the Hearing

Purpose of Issue Specific Hearing

Attendees

The ExA would find it helpful if the following parties could attend this Hearing.

- Applicant - including representatives of the Applicant who are in a position to discuss the matters on the agenda;
- Essex County Council;
- Chelmsford City Council;
- Maldon District Council;
- Braintree District Council;
- Colchester City Council;
- Environment Agency;
- Natural England;
- Historic England; and
- Any other IPs with an interest in the drafting of the dDCO, the implementation or discharge of proposed articles, requirements or other provisions.

However, this does not indicate that other parties will not be able to contribute. All Interested Parties (IP) are invited to attend and make oral representations on the matters set out in the Agenda, subject to the ExA's ability to control the Hearing.

The ExA has sought to provide sufficient detail to assist the parties to prepare for the Hearing. The agenda is for guidance only. It is not designed to be exclusive or exhaustive. The ExA may add other issues for consideration, may alter the order in which issues are considered and will seek to allocate sufficient time to each issue to allow proper consideration of them. Any lack of discussion of a particular issue at a hearing does not preclude further examination of this issue, including the asking of further written questions.

Should the consideration of the issues take less time than anticipated, the ExA may conclude the Hearing as soon as all relevant contributions have been made and all questions have been asked and responded to. If there are additional matters to be dealt with or there are submissions that take a considerable amount of time, it may be necessary to prioritise matters and defer others to written questions.

Anyone wishing to attend the Hearing in person, who has not already advised the Case Team of this, should do so as soon as possible.

If you are experiencing any COVID-19 symptoms please do not attend the Hearing in person. Contact the Case Team who will ensure you have access to the Hearing virtually.

The event will be livestreamed and a link for watching the livestream will be posted on the project webpage of the National Infrastructure Planning website closer to the Hearing date. IPs and members of the public who wish to observe the Hearing can therefore view and listen to the Hearing using the livestream, or view and listen to the recording, after it has concluded.

Documents

The ExA referred to several documents in the preparation of this agenda, and some of the documents that we will be referring to during the Hearing are listed here. These documents can be located using the Examination Library reference number in [] square brackets:

- Draft Development Consent Order [AS-020];
- Explanatory Memorandum [APP-040]; and
- Consents and Licences Position Statement [APP-041].

Arrangements Conference

Parties who have registered to attend (both in person and virtually), and Invitees, will receive an email shortly before the Hearing containing a joining link and telephone number to enable participation virtually as necessary. If attending virtually please join the Arrangements Conference promptly. The Case Team will admit you from the virtual Lobby and register your attendance. The Arrangements Conference allows procedures to be explained and will enable the Hearing to start promptly.

Procedure at ISH

Guidance under the Planning Act 2008 and the Infrastructure Planning (Examination Procedure) Rules 2010 provides that it is for the ExA to probe, test and assess the evidence through direct questions of persons making oral representations at Hearings. Questioning at the Hearing will be led by the ExA. Cross questioning of a person giving evidence by another person will only be permitted if the ExA decides it is necessary to ensure representations are adequately tested or that an IP has had a fair chance to put its case.