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Sent: 19 December 2023 15:49
To: A12chelmsfordA120
Cc: transportinfrastructure@dft.gov.uk
Subject: A12 Scheme - Additional Consultation Response [CMCK-UK.FID91325546]

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Dear A12 Team,

We are writing to provide an update in relation to the position with the objection of Cadent Gas Limited.

Cadent's understanding is that most matters are agreed between the parties, although there remain a few issues in respect of which we understand that the Applicant's position is that agreement is not likely to be reached. We understand that the Applicant's position is that Cadent is adequately protected by the protective provisions in the latest version of the dDCO dated 1 December 2023. Cadent's provision is that the protective provisions in the latest version of the dDCO are insufficient in respect of regulating the land rights to be acquired for Cadent in respect of diverted apparatus to be delivered as part of the project.

The Applicant has identified a number of previously made DCOs to support its position. However, it is precisely because of those previous DCOs and lessons learnt in the implementation phase of those DCOs that a number of additional matters must be agreed to regulate the acquisition of land rights for Cadent. This is to avoid circumstances which have arisen on those previous DCOs, for example where the Applicant has been unable to acquire appropriate land rights for Cadent in respect of apparatus or where the Applicant has acquired inappropriate land rights for Cadent. The Applicant has not identified how those previous DCOs address Cadent's concerns.

Cadent's position remains that additional matters must be agreed between the Applicant and Cadent in order for serious detriment to Cadent's undertaking to be avoided.

Cadent is committed to working with the Applicant to address these matters.

Regards,

Rob

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