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Your Ref: TR010062  
National Highways Document  
Reference: NH/AS/6.3

Sent by email to:

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Dear Mr Allen

### **A66 Northern Trans-Pennine Project: Response to Rule 6 Letter and Submission of Applicant's Response to Relevant Representations**

On 17 October 2022, the Examining Authority (“**ExA**”) issued a letter setting out a number of Procedural Decisions, under sections 88 and 89 of the Planning Act 2008 (as amended) and Rules 4, 6, 9 and 13 of The Infrastructure Planning (Examination Procedure) Rules 2010 (“**the Rule 6 Letter**”), for the examination of the A66 Northern Trans-Pennine Project Development Consent Order (“**DCO**”) application.

National Highways (“**the Applicant**”) has had regard to the information contained within the Rule 6 Letter and accompanying Annexes A – H. This letter outlines the Applicant's response to the matters raised and refers to the following documents, which are provided alongside this letter:

1. as Appendix A – New/additional **General Scheme Outline Plans (Document Reference NH/AS/6.4)**, provided in response to the request in paragraph 2 of the Procedural Decision in Annex D to the Rule 6 Letter;
2. as Appendix B – the Applicant's **proposed changes to the draft Examination Timetable** set out in Annex E to the Rule 6 letter, for consideration by the ExA; and
3. the **Applicant's Response to Relevant Representations (Document Reference NH/AS/6.5)**.

## **1. Preliminary Meeting**

The Applicant will attend the Preliminary Meeting in person at The Witham venue on Tuesday 29 November 2022, and will be represented by the following members of the project team:

- Monica Corso Griffiths, Head of Design and DCO (National Highways)
- Kathryn Moore, Senior Stakeholder Manager (National Highways)
- Andy Johnson, Associate Director – Transport (Arup)
- Robbie Owen, Head of Infrastructure Planning and Government Affairs (Pinsent Masons)
- Jan Bessell, Strategic Planning Adviser (Pinsent Masons)

The Applicant will wish to speak at the Preliminary Meeting on each of the agenda items including our proposed changes to the draft Examination Timetable (set out in Appendix B). The Applicant will also reply to representations made at the Preliminary Meeting by Interested Parties when invited to do so by the ExA.

## **2. Examination Procedure**

The Applicant notes the ExA's remarks about the Examination Process contained within Annex B of the Rule 6 Letter.

The letter explains that the Planning Inspectorate's operating model includes both blended (part in-person and part virtual) and full virtual events. The Applicant can confirm its intention that members of the National Highways project team will attend all hearings in person. We will be in a position to confirm precisely who we anticipate will be speaking in the hearings once we receive the updated agendas.

### **2a. Unaccompanied and Accompanied Site Inspections**

The Applicant welcomes the provision for an Accompanied Site Inspection (ASI). The Applicant will prepare a draft itinerary for the ASI to be submitted in accordance with the Rule 8 timetable deadline, currently identified in the draft (Rule 6) timetable as Deadline 2, 11 January 2023.

The Applicant notes that there is a discrepancy within Annex D regarding the deadline for the submission of locations for the ASI by Interested Parties and seeks confirmation of the correct date. In the second paragraph of the sixth point in Annex D, page D3, the letter states that Interested Parties are required to submit suggested locations by the Pre-Examination Procedural Deadline of Wednesday 16 November 2022. However, at the third bullet point on page D4 of Annex D, the letter refers to the locations suggested by Interested Parties as being submitted by Deadline 1, Wednesday 14 December 2022.

### 3. Examination Timetable

The Applicant has reviewed and considered the draft Examination Timetable set out in Annex E to the Rule 6 Letter and detailed comments on it and suggested changes, with reasoning, are provided in Appendix B of this letter.

Our requests in relation to the timetable reflect the early submission of the Applicant's Response to Relevant Representations (by the Pre-Examination Procedural Deadline of 16 November 2022) to enable the ExA, Interested Parties and Affected Persons to take these into account in preparing Written Questions, Written Representations and Local Impact Reports as well as preparing for the first round of hearings.

We have also sought to request amendments that enable all to benefit from as much time as possible for the preparation of substantive written submissions, particularly the submission of Written Representations and Local Impact Reports and then the responses to those submissions.

The other requested changes principally relate to the incorporation into the Examination Timetable of a proposed application for DCO Changes (please see paragraph 6 below). The requested changes to the draft Examination Timetable are aimed at ensuring that the procedures associated with such an application would be fully integrated within the overall Examination Timetable, whilst also aiming to make the most effective use possible of Examination time available within the statutory six month maximum Examination period.

### 4. Procedural Decisions made by the Examining Authority

The Applicant acknowledges the Procedural Decisions made by the ExA, as detailed within Annex D of the letter. In relation to the Procedural Decisions in paragraphs 1, 2 and 9 of Annex D, the Applicant's response is set out at paragraphs 4a to 4c below:

#### 4a. Visuals for the Hearings

The Applicant can confirm that an electronic display of plans and drawings will be provided for ISH1, ISH2 and the CAH, and other subsequent Hearings should the ExA determine their necessity. It is noted that the ExA will publish detailed draft supplementary agendas at least five working days in advance of the hearings setting out which plans, and drawings will be required.

#### 4b. Request for additional or updated drawings

In paragraph 2 of Annex D to the Rule 6 Letter, the ExA requested that an updated set of scheme drawings is provided, which clearly shows the existing OS 1:12500@A1 map base. Please find enclosed as Appendix A to this letter, a new (additional) set of drawings titled '**General Scheme Outline Plans**' (**Document Reference NH/AS/6.4**). There is a set for each of the schemes comprising the Project (as detailed below). The

OS mapping background is shown in black on the General Scheme Outline Plans (whereas it is shown in grey on the General Arrangement Drawings (APP-011 to APP-018)).

The Applicant confirms that in producing the General Scheme Outline Plans it has sought to respond to each of the details raised in paragraph 2 of the Procedural Decision in the Rule 6 Letter (PD-006). Accordingly:

- all existing topography (i.e. the OS mapping background) is shown in black, with features labelled (note that the font size of the text within the labels has been increased to ensure that the labels are visible and legible against the darker / black OS mapping background);
- the carriageway of the existing A66 is shaded dark grey;
- existing footpaths and bridleways are shown with the line style / symbol –x–x–x–x–x–x– and are labelled with their name or identification number;
- the Order limits are shown by a red line;
- the outline of proposed roads, proposed NMU routes, and the extents of proposed cuttings and embankments are shown in blue (these features are all comprised in the ‘scheme layer’ which is shown in blue on each sheet of each set of the drawings);
- proposed bridges / viaducts are shown in dark pink;
- proposed tunnels and underpasses are shown in orange;
- proposed retaining walls / structures are shown by a solid green line; and
- proposed culverts and headwalls are shown by a brown dashed line (culvert) with a brown crescent at the end (headwall).

Appendix A includes the following plans:

<b>Drawing number</b>	<b>Drawing name</b>
NH/AS/6.4 Scheme 0102 M6 Junction 40 to Kemplay Bank General Scheme Outline Plans	
HE565627-AMY-HAC-S0102-DR-CH-000002	Scheme 0102 M6 Junction 40 to Kemplay Bank General Scheme Outline Plans Submitted in response to PD-006 Key Plan
HE565627-AMY-HAC-S0102-DR-CH-000003	Scheme 0102 M6 Junction 40 to Kemplay Bank General Scheme Outline Plans Submitted in response to PD-006 Sheet 1 of 2
HE565627-AMY-HAC-S0102-DR-CH-100002	Scheme 0102 M6 Junction 40 to Kemplay Bank General Scheme Outline Plans Submitted in response to PD-006 Sheet 2 of 2
NH/AS/6.4 Scheme 03 Penrith to Temple Sowerby General Scheme Outline Plans	
HE565627-AMY-HAC-S03-DR-CH-200005	Scheme 03 Penrith to Temple Sowerby General Scheme Outline Plans Submitted in response to PD-006 Key Plan
HE565627-AMY-HAC-S03-DR-CH-200006	Scheme 03 Penrith to Temple Sowerby General Scheme Outline Plans Submitted in response to PD-006 Sheet 1 of 4

<b>Drawing number</b>	<b>Drawing name</b>
HE565627-AMY-HAC-S03-DR-CH-200007	Scheme 03 Penrith to Temple Sowerby General Scheme Outline Plans Submitted in response to PD-006 Sheet 2 of 4
HE565627-AMY-HAC-S03-DR-CH-200008	Scheme 03 Penrith to Temple Sowerby General Scheme Outline Plans Submitted in response to PD-006 Sheet 3 of 4
HE565627-AMY-HAC-S03-DR-CH-200009	Scheme 03 Penrith to Temple Sowerby General Scheme Outline Plans Submitted in response to PD-006 Sheet 4 of 4
<b>NH/AS/6.4 Scheme 0405 Temple Sowerby to Appleby General Scheme Outline Plans</b>	
HE565627-AMY-HAC-S0405-DR-CH-300008	Scheme 0405 Temple Sowerby to Appleby General Scheme Outline Plans Submitted in response to PD-006 Key Plan
HE565627-AMY-HAC-S0405-DR-CH-300009	Scheme 0405 Temple Sowerby to Appleby General Scheme Outline Plans Submitted in response to PD-006 Sheet 1 of 7
HE565627-AMY-HAC-S0405-DR-CH-300010	Scheme 0405 Temple Sowerby to Appleby General Scheme Outline Plans Submitted in response to PD-006 Sheet 2 of 7
HE565627-AMY-HAC-S0405-DR-CH-300011	Scheme 0405 Temple Sowerby to Appleby General Scheme Outline Plans Submitted in response to PD-006 Sheet 3 of 7
HE565627-AMY-HAC-S0405-DR-CH-300012	Scheme 0405 Temple Sowerby to Appleby General Scheme Outline Plans Submitted in response to PD-006 Sheet 4 of 7
HE565627-AMY-HAC-S0405-DR-CH-300013	Scheme 0405 Temple Sowerby to Appleby General Scheme Outline Plans Submitted in response to PD-006 Sheet 5 of 7
HE565627-AMY-HAC-S0405-DR-CH-300014	Scheme 0405 Temple Sowerby to Appleby General Scheme Outline Plans Submitted in response to PD-006 Sheet 6 of 7
HE565627-AMY-HAC-S0405-DR-CH-300015	Scheme 0405 Temple Sowerby to Appleby General Scheme Outline Plans Submitted in response to PD-006 Sheet 7 of 7
<b>NH/AS/6.4 Scheme 06 Appleby to Brough General Scheme Outline Plans</b>	
HE565627-AMY-HAC-S06-DR-CH-400010	Scheme 06 Appleby to Brough General Scheme Outline Plans Submitted in response to PD-006 Key Plan
HE565627-AMY-HAC-S06-DR-CH-400011	Scheme 06 Appleby to Brough General Scheme Outline Plans Submitted in response to PD-006 Sheet 1 of 6
HE565627-AMY-HAC-S06-DR-CH-400012	Scheme 06 Appleby to Brough General Scheme Outline Plans Submitted in response to PD-006 Sheet 2 of 6

<b>Drawing number</b>	<b>Drawing name</b>
HE565627-AMY-HAC-S06-DR-CH-400013	Scheme 06 Appleby to Brough General Scheme Outline Plans Submitted in response to PD-006 Sheet 3 of 6
HE565627-AMY-HAC-S06-DR-CH-400014	Scheme 06 Appleby to Brough General Scheme Outline Plans Submitted in response to PD-006 Sheet 4 of 6
HE565627-AMY-HAC-S06-DR-CH-400015	Scheme 06 Appleby to Brough General Scheme Outline Plans Submitted in response to PD-006 Sheet 5 of 6
HE565627-AMY-HAC-S06-DR-CH-400016	Scheme 06 Appleby to Brough General Scheme Outline Plans Submitted in response to PD-006 Sheet 6 of 6
<b>NH/AS/6.4 Scheme 07 Bowes Bypass General Scheme Outline Plans</b>	
HE565627-AMY-HAC-S07-DR-CH-500004	Scheme 07 Bowes Bypass General Scheme Outline Plans Submitted in response to PD-006 Key Plan
HE565627-AMY-HAC-S07-DR-CH-500005	Scheme 07 Bowes Bypass General Scheme Outline Plans Submitted in response to PD-006 Sheet 1 of 3
HE565627-AMY-HAC-S07-DR-CH-500006	Scheme 07 Bowes Bypass General Scheme Outline Plans Submitted in response to PD-006 Sheet 2 of 3
HE565627-AMY-HAC-S07-DR-CH-500007	Scheme 07 Bowes Bypass General Scheme Outline Plans Submitted in response to PD-006 Sheet 3 of 3
<b>NH/AS/6.4 Scheme 08 Cross Lanes to Rokeby General Scheme Outline Plans</b>	
HE565627-AMY-HAC-S08-DR-CH-600004	Scheme 08 Cross Lanes to Rokeby General Scheme Outline Plans Submitted in response to PD-006 Key Plan
HE565627-AMY-HAC-S08-DR-CH-600005	Scheme 08 Cross Lanes to Rokeby General Scheme Outline Plans Submitted in response to PD-006 Sheet 1 of 3
HE565627-AMY-HAC-S08-DR-CH-600006	Scheme 08 Cross Lanes to Rokeby General Scheme Outline Plans Submitted in response to PD-006 Sheet 2 of 3
HE565627-AMY-HAC-S08-DR-CH-600007	Scheme 08 Cross Lanes to Rokeby General Scheme Outline Plans Submitted in response to PD-006 Sheet 3 of 3
<b>NH/AS/6.4 Scheme 09 Stephen Bank to Carkin Moor General Scheme Outline Plans</b>	
HE565627-AMY-HAC-S09-DR-CH-700005	Scheme 09 Stephen Bank to Carkin Moor General Scheme Outline Plans Submitted in response to PD-006 Key Plan
HE565627-AMY-HAC-S09-DR-CH-700006	Scheme 09 Stephen Bank to Carkin Moor General Scheme Outline Plans Submitted in response to PD-006 Sheet 1 of 4

<b>Drawing number</b>	<b>Drawing name</b>
HE565627-AMY-HAC-S09-DR-CH-700007	Scheme 09 Stephen Bank to Carkin Moor General Scheme Outline Plans Submitted in response to PD-006 Sheet 2 of 4
HE565627-AMY-HAC-S09-DR-CH-700008	Scheme 09 Stephen Bank to Carkin Moor General Scheme Outline Plans Submitted in response to PD-006 Sheet 3 of 4
HE565627-AMY-HAC-S09-DR-CH-700009	Scheme 09 Stephen Bank to Carkin Moor General Scheme Outline Plans Submitted in response to PD-006 Sheet 4 of 4
NH/AS/6.4 Scheme 11 A1(M) Junction 53 Scotch Corner General Scheme Outline Plans	
HE565627-AMY-HAC-S011-DR-CH-900002	Scheme 11 A1(M) Junction 53 Scotch Corner General Scheme Outline Plans Submitted in response to PD-006 Sheet 1 of 1

#### **4c. Deadline for the submissions of comments and summaries on Relevant Representations**

The Applicant notes the request for comments on Relevant Representations by Deadline 1, currently identified in the draft Rule 6 timetable as 14 December 2022.

The Applicant has reviewed all of the Relevant Representations submitted to the ExA by the deadline of 4 September 2022, as published on the project webpage of the National Infrastructure Planning website<sup>1</sup>. The Applicant has responded to the matters raised by the representations, which is set out in the enclosed Response to Relevant Representations.

#### **5. Availability of Examination Documents**

The Applicant wishes to clarify that the deposit point locations, as listed in Annex G to the Rule 6 Letter, provide hard copies of the DCO application documents for viewing free of charge. The deposit point locations do not provide electronic access to these documents.

#### **6. Proposed DCO Changes application**

As noted in paragraph 3 (Examination Timetable) above, the Applicant anticipates that it will need to apply to the ExA, early on during the course of the Examination, for consent to introduce a number of proposed changes to the submitted DCO application ("**Proposed Changes Application**"). The Applicant's intention to submit a Proposed Changes Application as soon as reasonably possible is reflected in its proposed changes to the draft Examination Timetable in the Rule 6 letter, which are set out in

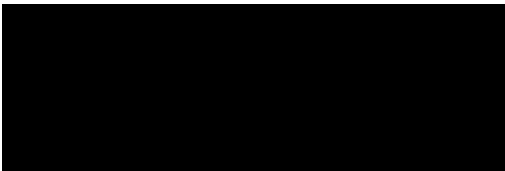
<sup>1</sup> National Highways have also reviewed and responded to the representation submitted by Royal Mail, which was published post the 4 September 2022 deadline.

Appendix B to this letter (please see in particular the 4<sup>th</sup> column of the table in Appendix B).

The need for changes to the DCO application (“**DCO Changes**”) arises for a variety of reasons. In summary these are the Applicant’s aim of responding positively to requests made through Relevant Representations submitted by Interested Parties and Affected Persons, as well as outputs from the early stage detailed design work which has recently commenced following the appointment of the Applicant’s delivery partners. It is anticipated that the proposed DCO Changes, if accepted by the ExA, would help to reduce land take and impacts on landowners (during construction or permanently thereafter), would result in less disruption on the highway network during construction, and would bring increased safety benefits.

As is noted in the Applicant’s proposed changes to the draft Examination Timetable (see Appendix B to this letter), the Applicant envisages being in a position to provide the ExA with formal notification of a forthcoming Proposed Changes Application (including a detailed account of each of the proposed changes and the scope of the necessary environmental impact assessment / appraisal work and related publicity and consultation) early in the Examination, i.e. in December 2022; and to submit a fully developed Proposed Changes Application within the first two months of the Examination, i.e. in January 2023.

If you have any further questions or comments, please do not hesitate to get in touch.



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## **Appendix A**

New/additional General Scheme Outline Plans, provided in response to the request in paragraph 2 of the Procedural Decision in Annex D to the Rule 6 Letter.

These General Scheme Outline Plans are provided across eight drawing files which accompany this response to the Rule 6 Letter.

## Appendix B

The Applicant's proposed changes to the draft Examination Timetable set out in Annex E to the Rule 6 Letter.

## Draft Examination Timetable

The Examining Authority (ExA) is under a duty to **complete** the Examination of the application by the end of the period of six months beginning with the day after the close of the Preliminary Meeting.

The Examination of the application primarily takes the form of the consideration of written submissions. The ExA will also consider any oral representations made at hearings.

Item	Matters	ExA's original dates	Applicant's proposed revised dates	Interface of Applicant's proposed revised dates with Applicant's proposed DCO Changes application
1.	<p><b>Pre-Examination Procedural Deadline</b></p> <p>Deadline for receipt by the ExA of:</p> <ul style="list-style-type: none"> <li>• Responses to the Rule 6 letter</li> <li>• Submission of additional or updated drawings as requested in Annex D</li> <li>• Requests to be heard orally at the Preliminary Meeting and under which part of the agenda set out in Annex A</li> <li>• Requests by Interested Parties to be heard orally at the Open Floor Hearing 1</li> </ul>	Wednesday 16 November 2022	NH Response to Relevant Representations – earlier submission (from Rule 6 draft timetable proposed Deadline 1, 14 December 2022) to allow the ExA and all Interested Parties to take into account initial applicant	<p><b>Wednesday 16 November 2022:</b></p> <p><b>NH response to Rule 6 letter</b> to include:</p> <ul style="list-style-type: none"> <li>• high-level <b>scoping of potential proposed changes</b> to the DCO application, together with</li> <li>• <b>proposed timetable</b> for actions associated with a proposed changes application, integrated into the draft examination timetable (i.e. the version including NH's proposed revisions).</li> </ul>

Item	Matters	ExA's original dates	Applicant's proposed revised dates	Interface of Applicant's proposed revised dates with Applicant's proposed DCO Changes application
	<ul style="list-style-type: none"> <li>• Requests by Affected Persons to be heard orally at the Compulsory Acquisition Hearing 1</li> <li>• Notification of intention to attend the Issue Specific Hearing(s)</li> </ul>		response to RRs before preparing substantive written representations and local impact reports to assist and inform the examination in a timely way and to avoid duplication in later responses	
2.	<b>Preliminary Meeting</b>	Tuesday 29 November 2022 (10:00am)	No Change	<b>Tuesday 29 November 2022:</b> NH to provide oral submissions on any matters to be raised by ExA in relation to initial scoping submission on potential DCO changes.
3.	<b>Open Floor Hearing (OFH1)</b>	Tuesday 29 November 2022 (2.30pm)	No Change	-

Item	Matters	ExA's original dates	Applicant's proposed revised dates	Interface of Applicant's proposed revised dates with Applicant's proposed DCO Changes application
4.	<p><b>Issue Specific Hearing (ISH1)</b> ISH1 on Alternative Route Options <i>[n.b this hearing will need to conclude no later than 3.30pm]</i></p>	<p>Wednesday 30 November 2022 (10:00am)</p>	No Change	-
5.	<p><b>Issue Specific Hearing (ISH2)</b> ISH2 on:</p> <ul style="list-style-type: none"> <li>• The Environmental Management Plan;</li> <li>• other environmental matters; and</li> <li>• the draft Development Consent Order (draft DCO)</li> </ul>	<p>Thursday 1 December 2022 (10:00am)</p>	No Change	-
6.	<p><b>Compulsory Acquisition Hearing (CAH1)</b></p>	<p>Friday 2 December 2022 (10:00am)</p>	No Change	-
7.	<p><b>Issue by the ExA of:</b></p> <ul style="list-style-type: none"> <li>• Examination Timetable</li> <li>• Written Questions arising from OFH1, ISH1, ISH2 and/or CAH1 (if required)</li> </ul>	<p>As soon as possible following the Preliminary Meeting</p>	No Change	-

Item	Matters	ExA's original dates	Applicant's proposed revised dates	Interface of Applicant's proposed revised dates with Applicant's proposed DCO Changes application
8.	<p><b>Deadline 1</b></p> <p>For receipt by the ExA of:</p> <ul style="list-style-type: none"> <li>• Comments on any updates to application documents submitted by the Applicant before or at the PM</li> <li>• Comments on Relevant Representations (RRs)</li> <li>• Summaries of all RRs exceeding 1500 words</li> <li>• Written Representations (WRs)</li> <li>• Summaries of all WRs exceeding 1500 words</li> <li>• Local Impact Reports</li> <li>• Notification by Statutory Parties of their wish to be considered as an IP by the ExA</li> <li>• Notification of wish to be heard at any subsequent Issue Specific Hearings (ISH)</li> </ul>	Wednesday 14 December 2022	<p>Suggest change <b>Deadline 1</b> to <b>Tuesday 20 December 2022</b> to give greatest opportunity for good WRs and LiRs to be produced and make better use of pre-Christmas work period</p> <p>As proposed for <b>16 November 2022</b>, comments on Relevant Representations to be moved forward to enable Deadline 1 submissions to take those</p>	<p><b>Tuesday 20 December 2022 (Deadline 1):</b></p> <p>NH to submit formal <b>notification to ExA of NH's intention to submit a proposed changes application at revised Deadline 2</b> (24 January 2023).</p> <p>Notification to ExA will include NH's <b>proposed methodology for public consultation</b> on the proposed changes.</p> <p>Note that if any of the proposed changes require <i>additional land</i> (as defined in the Infrastructure Planning (Compulsory Acquisition) Regulations 2010 ('the CA Regs')) the proposed changes application will include a 'Proposed Provision' (as defined in the CA Regs) which will be subject to the procedures prescribed in CA Regs 5 to 19.</p>

Item	Matters	ExA's original dates	Applicant's proposed revised dates	Interface of Applicant's proposed revised dates with Applicant's proposed DCO Changes application
	<ul style="list-style-type: none"> <li>• Requests to be heard at any subsequent Compulsory Acquisition Hearing (CAH). Requests by Affected Persons (defined in section 59(4) of the Planning Act 2008) to be heard at a CAH</li> <li>• Request to be heard at any subsequent Open Floor Hearing (OFH)</li> <li>• Provision of suggested locations and justifications for Accompanied Site Inspections (ASI) for consideration by the ExA (if held)</li> <li>• Post-hearing submissions including written submissions of oral cases</li> <li>• Notification of wish to have future correspondence received electronically</li> <li>• Submission of additional or updated drawings as requested in Annex D (if not submitted at the Pre-Examination Procedural Deadline)</li> </ul>		responses fully into account	

Item	Matters	ExA's original dates	Applicant's proposed revised dates	Interface of Applicant's proposed revised dates with Applicant's proposed DCO Changes application
	<ul style="list-style-type: none"> <li>Any further information requested by the ExA under Rule 17 of The Infrastructure Planning (Examination Procedure) Rules 2010</li> <li>Comments on any further information/ submissions accepted by the ExA</li> </ul>			
8a	-	-	<p>By Wednesday <b>11 January 2023</b></p> <p>Use Rule 6 draft timetable Deadline 2 for ExA Procedural Decision</p>	<p><b>By Wednesday 11 January 2023:</b></p> <p><b>ExA</b> to issue <b>Procedural Decision (PD)</b> in response to NH's notification of intent (above).</p> <p>PD to acknowledge receipt of NH's notification of intent and to confirm requirements for consultation on proposed changes and for submission of NH's Proposed Changes Application.</p>
8b	-	-	Thursday 19 January 2023	<p><b>Thursday 19 January 2023:</b></p> <p>First publication in local newspaper of notice relating to NH's proposed changes</p>



Item	Matters	ExA's original dates	Applicant's proposed revised dates	Interface of Applicant's proposed revised dates with Applicant's proposed DCO Changes application
				application (if including Proposed Provision, as defined in CA Regs)
9.	<p><b>Deadline 2</b></p> <p>For receipt by the ExA of:</p> <ul style="list-style-type: none"> <li>• Comments on WR</li> <li>• Comments on the LIRs</li> <li>• Responses to Written Questions (if applicable)</li> <li>• The Applicant's revised draft DCO</li> <li>• Status of Negotiations / Compulsory Acquisition Schedule</li> <li>• Applicant's draft itinerary for the ASI (if required)</li> <li>• Any further information requested by the ExA under Rule 17 of The Infrastructure Planning (Examination Procedure) Rules 2010</li> <li>• Comments on any further information/ submissions received by Deadline 1</li> </ul>	Wednesday 11 January 2023	Suggest combining submissions from D2 and D3 to <b>Tuesday 24 January 2023</b> . This gives a reasonable amount of time from the (extended) pre-Christmas deadline and enough working time post Christmas to make this important response stage deliverable	<b>Tuesday 24 January 2023 (Deadline 2):</b> <b>Submission</b> to the ExA of NH's <b>Proposed Changes Application</b> (including a ' <b>Proposed Provision</b> ', should the CA Regs be engaged in relation to the proposed acquisition of additional land).

Item	Matters	ExA's original dates	Applicant's proposed revised dates	Interface of Applicant's proposed revised dates with Applicant's proposed DCO Changes application
10.	<p><b>Deadline 3</b></p> <p>For receipt by the ExA of:</p> <ul style="list-style-type: none"> <li>• Updated Statements of Common Ground requested by ExA – see Annex D</li> <li>• Updated Statements of Commonality of Statements of Common Ground</li> <li>• Updated Principal Areas of Disagreement Summary Statements</li> <li>• Comments on the Applicant's draft ASI Itinerary</li> <li>• Comments on the Applicant's revised draft DCO</li> <li>• Any further information requested by the ExA under Rule 17 of The Infrastructure Planning (Examination Procedure) Rules 2010</li> </ul>	Tuesday 24 January 2023	See suggestion above to <b>combine D2 and D3</b> at the Rule 6 draft D3 date <b>24 January 2023</b>	[See Row 9 above]

Item	Matters	ExA's original dates	Applicant's proposed revised dates	Interface of Applicant's proposed revised dates with Applicant's proposed DCO Changes application
	<ul style="list-style-type: none"> <li>Comments on any further information/ submissions received by Deadline 2</li> </ul>			
10a	-	-	Thursday 26 January to Friday 3 March 2023	<p><b>Thursday 26 January to Friday 3 March 2023:</b></p> <p><b>NH consultation on proposed changes, to include:</b></p> <ul style="list-style-type: none"> <li>distribution of Proposed Changes Consultation Booklet</li> <li>distribution of Proposed Changes Flyer</li> <li>publication of newspaper notices; affixing of site notices; service of notices by post</li> <li>documents made available for inspection on deposit and online</li> <li>if submitting a Proposed Provision (see above), proposed changes consultation will need to</li> </ul>

Item	Matters	ExA's original dates	Applicant's proposed revised dates	Interface of Applicant's proposed revised dates with Applicant's proposed DCO Changes application
				incorporate publicity and service of Reg 7 & 8 Notices as required by the CA Regs.
11.	<b>Publication by the ExA of:</b> <ul style="list-style-type: none"> <li>• Written Questions</li> <li>• Notification of Hearings (if required)</li> <li>• Notification of ASI (if required)</li> <li>• The ExA's final itinerary for the ASI (if required)</li> </ul>	Tuesday 31 January 2023	To give more time for consideration of substantive submissions and to enable ExA to focus its questions, suggest move to <b>Tuesday 7 February 2023</b>	
11a	-	-	Friday 3 March 2023	<b>Friday 3 March (new Deadline 3)</b> Close of consultation on proposed changes application
11b	-	-	Tuesday 7 March 2023	<b>Tuesday 7 March 2023:</b>

Item	Matters	ExA's original dates	Applicant's proposed revised dates	Interface of Applicant's proposed revised dates with Applicant's proposed DCO Changes application
				ExA makes <b>initial assessment of principal issues</b> in relation to the Proposed Provision (per CA Regs); and ExA gives 21 days' <b>notice of any hearings</b> to be held in relation to the Proposed Provision (per CA Regs)
12.	<p><b>Deadline 4</b></p> <p>For receipt by the ExA of:</p> <ul style="list-style-type: none"> <li>• Responses to Written Questions</li> <li>• Notification of wish to attend an Accompanied Site Inspection (ASI) (if required)</li> </ul>	Tuesday 14 February 2023	Suggest this Deadline is moved to <b>Tuesday 21 March 2023</b> to enable proper consideration and response to WQs and the submission of proposed Changes Consultation Report	<p><b>Tuesday 21 March 2023 (Deadline 4):</b></p> <p>NH submits:</p> <ul style="list-style-type: none"> <li>• <b>Proposed Changes Consultation Report;</b> and</li> <li>• if the CA Regs are engaged, <b>certificates of compliance with CA Regs 7 and 8</b> (re service and publication of notices)</li> </ul>
13.	<b>Accompanied Site Inspection (ASI)</b> (if required)	Tuesday 28 February 2023 (morning)	The second series of hearings is currently	Tuesday 28 March 2023 (morning)

Item	Matters	ExA's original dates	Applicant's proposed revised dates	Interface of Applicant's proposed revised dates with Applicant's proposed DCO Changes application
14.	<b>Open Floor Hearing (OFH2)</b> (if required)	Tuesday 28 February 2023 (evening)	proposed quite early in the examination; suggest they are moved back to <b>Tuesday 28 March to Thursday 30 March 2023</b> to provide better opportunity for narrowing issues and reaching agreement on land and other matters in the meantime, and to align with consideration of proposed changes	Tuesday 28 March 2023 (evening)
15.	<b>Issue Specific Hearing (ISH3)</b> (if required) ISH3 on Environmental Matters	Wednesday 1 March 2023 (all day)		Wednesday 29 March 2023 (all day)
16.	<b>Issue Specific Hearing (ISH4)</b> (if required) ISH4 on draft DCO <b>Thursday</b>	Thursday 2 March 2023 (morning)		Thursday 30 March 2023 (morning)
17.	<b>Compulsory Acquisition Hearing (CAH2)</b> (if required)	Thursday 2 March 2023 (afternoon)		Thursday 30 March 2023 (afternoon)
17a	<b>Additional ISH (ISH5)</b> on proposed changes (if required)	-	Friday 31 March 2023	<b>Friday 31 March 2023:</b> Opportunity for an ISH on the proposed changes to be held, if required

Item	Matters	ExA's original dates	Applicant's proposed revised dates	Interface of Applicant's proposed revised dates with Applicant's proposed DCO Changes application
18.	<p><b>Deadline 5</b></p> <p>For receipt by the ExA of:</p> <ul style="list-style-type: none"> <li>• Post-hearing submissions including written submissions of oral cases</li> <li>• The Applicant's revised draft DCO</li> <li>• Status of Negotiations / CA Schedule</li> <li>• Updated Statements of Common Ground</li> <li>• Updated Statement of Commonality of Statements of Common Ground</li> <li>• Updated Principal Areas of Disagreement Summary Statements</li> <li>• Any further information requested by the ExA under Rule 17 of The Infrastructure Planning (Examination Procedure) Rules 2010</li> </ul>	Tuesday 14 March 2023	Consequential move of this Deadline to <b>Tuesday 11 April 2023</b> to allow reasonable period after revised hearing dates	<p><b>Tuesday 11 April 2023 (Deadline 5):</b></p> <p>Opportunity for Interested Parties to submit:</p> <ul style="list-style-type: none"> <li>• any further comments on the proposed changes; and</li> <li>• written representations relating to the Proposed Provision (under the CA Regs), if not already accounted for in written submissions to date</li> </ul>

Item	Matters	ExA's original dates	Applicant's proposed revised dates	Interface of Applicant's proposed revised dates with Applicant's proposed DCO Changes application
	<ul style="list-style-type: none"> <li>Comments on any further information/ submissions received by Deadline 4</li> </ul>			
19.	<p><b>Publication by the ExA of:</b></p> <ul style="list-style-type: none"> <li>Further Written Questions (if required)</li> </ul>	Tuesday 21 March 2023	Change date to <b>Tuesday 18 April 2023</b> and add in matters listed at item 22 (REIS and ExA commentary on dDCO) currently scheduled for 18 April 2023	<p><b>Tuesday 18 April 2023:</b></p> <p>ExA issues <b>Procedural Decision</b> determining which proposed changes have been <b>accepted</b> into the examination</p> <p>ExA may also issue further written questions on the Proposed Provision (per CA Regs) if required</p>
20.	<b>Reserve ASI</b> (if required)	Tuesday 30 March 2023	Suggest change to <b>Thursday 20 April 2023</b> if required	Thursday 20 April 2023 (ASI reserve date) to give time for ExA to consider and issue procedural decisions before undertaking any final ASI if required
21.	<p><b>Deadline 6</b></p> <p>For receipt by the ExA of:</p> <ul style="list-style-type: none"> <li>Responses to ExA's Further Written Questions (if required)</li> </ul>	Tuesday 4 April 2023	Suggest this Deadline is changed to <b>Tuesday 9 May 2023</b> and that	<p><b>Tuesday 9 May 2023 (Deadline 6):</b></p> <p>A further opportunity for all parties to submit any further comments on the proposed changes (and on the Proposed Provision, submitted pursuant to the CA Regs) following the ExA's Procedural</p>



Item	Matters	ExA's original dates	Applicant's proposed revised dates	Interface of Applicant's proposed revised dates with Applicant's proposed DCO Changes application
	<ul style="list-style-type: none"> <li>• Comments on the Applicant's revised dDCO</li> <li>• Any further information requested by the ExA under Rule 17 of The Infrastructure Planning (Examination Procedure) Rules 2010</li> <li>• Comments on any further information/ submissions received by Deadline 5</li> </ul>		D6 and D7 are combined	Decision on acceptance(or otherwise) of the proposed changes into the examination.
22.	<p><b>Publication by the ExA of:</b></p> <ul style="list-style-type: none"> <li>• Report on the Implications for European Sites (RIES) (if required)</li> <li>• ExA's commentary on, or schedule of changes to, the draft DCO (if required)</li> </ul>	Tuesday 18 April 2023	See earlier suggestion in row 19 re combining with deliverables for deadline for further written questions	[See Row 19 above – suggested date: Tuesday 18 April 2023]
23.	<p><b>Deadline 7</b></p> <p>For receipt by the ExA of:</p> <ul style="list-style-type: none"> <li>• Comments on the RIES (if required)</li> </ul>	Tuesday 9 May 2023	See earlier suggestion in row 21 re combining D6 and D7 on	[See Row 21 above]

Item	Matters	ExA's original dates	Applicant's proposed revised dates	Interface of Applicant's proposed revised dates with Applicant's proposed DCO Changes application
	<ul style="list-style-type: none"> <li>• Comments on ExA's commentary on, or schedule of changes to, the draft DCO (if required)</li> <li>• Final Principal Areas of Disagreement Summary Statements</li> <li>• Any further information requested by the ExA under Rule 17 of The Infrastructure Planning (Examination Procedure) Rules 2010</li> <li>• Comments on any further information/ submissions received by Deadline 6</li> </ul>		<b>Tuesday 9 May 2023</b>	
24.	<p><b>Deadline 8</b></p> <p>For receipt by the ExA of:</p> <ul style="list-style-type: none"> <li>• Final draft DCO to be submitted by the Applicant in the SI template with the SI template validation report</li> <li>• Final Book of Reference (BoR) and schedule of changes to BoR</li> </ul>	Tuesday 16 May 2023	Suggest this date is put back one week to enable update of documentation for a deadline on <b>Tuesday 23 May 2023</b> to make best use	<b>Tuesday 23 May 2023:</b> Submission by NH of <b>all revised DCO documents, plans and drawings referencing the proposed DCO Changes</b> (where accepted by the ExA)

Item	Matters	ExA's original dates	Applicant's proposed revised dates	Interface of Applicant's proposed revised dates with Applicant's proposed DCO Changes application
	<ul style="list-style-type: none"> <li>• Final Status of Negotiations / Compulsory Acquisition Schedule</li> <li>• Final Statements of Common Ground</li> <li>• Final Statement of Commonality of Statements of Common Ground</li> <li>• Final Guide to the Application</li> <li>• Any further information requested by the ExA under Rule 17 of The Infrastructure Planning (Examination Procedure) Rules 2010</li> <li>• Comments on any further information/ submissions received by Deadline 7</li> </ul>		of remaining examination time available	
25.	<p><b>Deadline 9</b></p> <p>For receipt by the ExA of:</p> <ul style="list-style-type: none"> <li>• Any further information requested by ExA</li> <li>• Any further information requested by the ExA under Rule 17 of The Infrastructure Planning</li> </ul>	Friday 26 May 2023	-	-

Item	Matters	ExA's original dates	Applicant's proposed revised dates	Interface of Applicant's proposed revised dates with Applicant's proposed DCO Changes application
	(Examination Procedure) Rules 2010			
26.	The ExA is under a duty to complete the Examination of the application by the end of the period of six months	Monday 29 May 2023	-	-