



PORT OF
TILBURY
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Robert Ranger
Case Manager
The Planning Inspectorate
National Infrastructure
Temple Quay House
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18 June 2018

Your ref: TR030003
Our ref: PoTLL/T2/EX/108

Dear Mr Ranger,

Planning Act 2008

Draft Port of Tilbury (Expansion) Order for “Tilbury2”

Submissions prior to Hearings

- 1.1 In its Further Written Questions and Requests for Information of 8 May 2018, the Examining Authority requested Port of Tilbury London Ltd (PoTLL) to submit a number of documents one week prior to the hearings scheduled for 27 and 28 June 2018.
- 1.2 In response to this request, please find enclosed the following documents:

Document title	Document reference	Comments
Revision 3 of the Draft Development Consent Order - Clean	PoTLL/T2/EX/109	These documents include and explain changes to the DCO that have been made following the Examining Authority’s Second Written Questions, the April Hearings, and continuing discussions with stakeholders. They also reflect changes to compulsory acquisition and compensation legislative provisions made by the Housing and Planning Act 2016 to replicate the drafting in this respect included by the Secretary of State in the recent Silvertown Tunnel Order 2018.
Revision 3 of the Draft Development Consent Order – Tracked Changes	PoTLL/T2/EX/110	
Explanation of Changes to the Draft Development Consent Order	PoTLL/T2/EX/111	Changed to match the changes made to article 3 to refer to 'extended port limits' rather than 'harbour' limits following the Examining Authority’s Second Written Questions.
Ports Limits Plan v2	PoTLL/T2/EX/112	
Ecological Management and Compensation Plan Updated Draft – Clean	PoTLL/T2/EX/113	This document has been updated to take account of the fact that PoTLL has now identified sites for all required off-site ecological compensation areas; and sets out PoTLL's proposals for the management of these sites.
Ecological Management and Compensation Plan Updated Draft – Track	PoTLL/T2/EX/114	



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Document title	Document reference	Comments
Changes		<p>It is not yet in final form as discussions with landowners and stakeholders are continuing on the details of the proposals.</p> <p>As such Requirement 5 of the DCO has not yet been updated to refer to the EMCP.</p> <p>PoTLL will keep this position up to date as the EMCP is further developed and the Examination continues. However, I can confirm that PoTLL is considering drafting which refers to the EMCP as it will stand at the end of the Examination, but which also provides for it to be updated and approved once the detailed design is known, prior to construction beginning.</p>
Statements of Common Ground Update Report	PoTLL/T2/EX/115	<p>Statements of Common Ground have been updated since Deadline 4 to take into account on-going discussions with stakeholders.</p> <p>PoTLL would highlight that updated versions of the SoCG with the PLA, Historic England and the Environment Agency are not included in this submission. However, I can confirm that extensive discussions have been taking place with these parties and that all parties involved are endeavouring to reach a position that will enable revised SoCGs to be submitted before the hearings.</p> <p>The SoCG with Natural England is not submitted with this update. A draft has been provided to NE and PoTLL is submitting a substantially updated EMCP (PoTLL/T2/EX/113) at this deadline. It is hoped that this will allow significant progress in discussions with NE prior to the 28 June hearing.</p>
Highways England Resume Paper	PoTLL/T2/EX/116	<p>As indicated in its letter of 17 May 2018 (PoTLL/T2EX/87), PoTLL is aware of the Examining Authority's concerns in relation to Highways England's oral and written Examination submissions to date.</p> <p>PoTLL can confirm that on-going detailed discussions are being held with Highways England, but that three issues remain outstanding, i.e.</p> <ul style="list-style-type: none"> • the potential need for mitigation at M25 J30, and Highways England's proposal for a traffic restriction; • scope of works at Asda Roundabout; and

Document title	Document reference	Comments
		<ul style="list-style-type: none"> • DCO drafting, including Protective Provisions. <p>Further meetings with Highways England have been organised for this week in the hope of reaching agreement on the Asda roundabout works, and to make progress on the DCO drafting, and PoTLL hopes to report progress with these matters at the hearing on 28 June, with the possibility that a joint statement between the parties may be able to be submitted prior to the 28 June hearing.</p> <p>In relation to J30, PoTLL has undertaken modelling work at Highways England's request to further demonstrate (as already set out in the Transport Assessment) that Tilbury2 traffic would not cause an impact to the junction.</p> <p>However as these matters are still outstanding, and to assist the Examining Authority in preparing for the June hearings, this paper is submitted to set out:</p> <ul style="list-style-type: none"> • that sufficient time is available for discussions to reach a conclusion; • the results of this modelling (which have been shared with Highways England) and an explanation as to why no works to M25 J30 have been shown by Highways England to be necessary; • an explanation of why the proposed Asda roundabout works are appropriate, and how PoTLL's consideration of that junction has adequately taken account of the adjacent Amazon development • an explanation of why Highways England's proposed Tilbury2 traffic restriction is not necessary and thus does not meet the tests for a DCO requirement; and • PoTLL's position on DCO drafting.

1.3 If you have any questions on any of these matters, please do not hesitate to contact our legal advisers: matthew.fox@pinsentmasons.com or robbie.owen@pinsentmasons.com.

Yours sincerely



PETER WARD
COMMERCIAL DIRECTOR
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