

IMMINGHAM EASTERN RO-RO TERMINAL



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1. Introduction

- 1.1. This document provides the Applicant's response to the written representation submitted by Network Rail at Deadline 2 [REP2-022].

2. Summary

- 2.1. The issues raised in Network Rail's Written Representation [REP2-022] have been, and continue to be, discussed in detail and as such constructive dialogue remains ongoing.

3. Engagement with the Interested Party

- 3.1. The Applicant notes that the written representations provided by Network Rail omit some items of engagement between the parties. This is possibly because there has been engagement with several different stakeholders within Network Rail on topics including protective provisions, the voluntary private agreement relating to access, a basic asset protection agreement, and resolutions on the access for Network Rail.
- 3.2. In reference to Network Rail's written representation [REP2-022] para 5.1 the applicant met with Network Rail's asset protection team on the 20th July 2023 and corresponded on the 30th August 2023 in relation to a request to enter into a Basic Asset Protection Agreement.
- 3.3. The Applicant considers that discussions between itself and Network Rail have progressed positively, and notes that both the Applicant's solicitors and Network Rail's Solicitors intend to meet prior to Deadline 4 in order to progress the Protective Provisions and relevant legal agreements further.

4. Right of access

- 4.1. In reference to Network Rail's written representation [REP2-022] para 2, as noted in the Applicants Deadline 2 Compulsory Acquisition tracker [REP2-011] this agreement is engrossed and in circulation for signature.

5. Lighting Strategy and Impacts on Crossings

- 5.1. In reference to Network Rail's written representation [REP2-022] para 3 and 4, the Applicant has considered Network Rail's suggested amendments to

the draft-DCO which were sent on the 5th September 2023. The applicant is minded to accept, in principle, these amendments and will discuss with Network Rail the appropriate form to capture these recommendations.