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Sent: 05 March 2019 15:43
To: NorthamptonGateway@pins.gsi.gov.uk
Cc: Elsenaar, Marnix <marnix.elsenaar@addleshawgoddard.com>
Subject: Roxhill Northampton Gateway DCO: ISH4 and ISH5 (Network Rail Infrastructure Limited)
[ADDGDD-Live.FID2721496]

Dear Madam

Regarding the forthcoming hearings next week, Network Rail confirms as follows:

1. ISH4 on cumulative and interaction issues: Tuesday 12 March

We write to confirm Network Rail's attendance at ISH4 on Tuesday 12 March.

Attendees

Attendees for Network Rail will include:

- Carew Satchwell, Acting Head of Strategic Planning, LNW Route; and
- Kent Farrell, Network Rail Sponsor

represented by:

- Michael Fry, Francis Taylor Building; and
- Melissa Johnson, Addleshaw Goddard.

Item 4 of the Agenda

Network Rail notes that there are no specific questions addressed to Network Rail at Item 4 of the Agenda. Network Rail notes that the Agenda was drafted before the ExA had an opportunity to consider Network Rail's Response to the ExA's Further Written Questions submitted at Deadline 5.

Network Rail would be grateful if the ExA could confirm any further questions for Network Rail that it wishes to be addressed at the hearing once it has had an opportunity to consider Network Rail's Response.

2. ISH5 on the draft Development Consent Order: Wednesday 13 March

The ExA will note that, as explained in its Response to the draft DCO Commentary submitted at Deadline 5, Network Rail and the Applicant have agreed the amendments to be made to the protective provisions for the benefit of Network Rail (Schedule 13, Part 1 of the DCO).

Item 3 of the Agenda

As referred to above, the amendments to the protective provisions that have been agreed with the Applicant are set out in Network Rail's Deadline 5 Response to the draft DCO Commentary.

To answer the ExA's question at Item 3 of the Agenda, which asks as follows:

"3. The divergence between the Applicant and Network Rail (NR) – Sch 13 Part 1 para 4, possibly para 11(11) (omitted from Doc 3.1C – dDCO, but included in NR's Deadline 3 submission of 30 November) [REP3-017].

Also, clarification of the position on para 22, no longer in DCO Doc 3.1C of 8 January 2019, but in dispute according to the Changes Tracker Doc 3.4A of 20 November 2018. Concise oral submissions from the Applicant and Network Rail"

Network Rail can confirm that the Applicant and Network Rail have agreed new wording for para 22 of the protective provisions and therefore para 11(11) can be deleted.

ExA Schedule of Typographical matters appended to the Agenda

Network Rail agrees with the typographical matters listed by the ExA at points 16-20 of the ExA's Schedule (Schedule 13 Part 1).

Non-attendance at ISH5

On the basis of the agreement with the Applicant of the protective provisions for the benefit of Network Rail and having reviewed the Agendas for both ISH4 and ISH5, Network Rail does not consider it necessary to attend the DCO hearing and as a public body is concerned to minimise unnecessary costs.

Network Rail respectfully requests that any matters relating to the cumulative impact of the two schemes and any resulting effect on the DCO requiring Network Rail's consideration be addressed at ISH4. Network Rail will be very happy to address any concerns at ISH4 to the extent that it is able and make submissions in writing following the hearing, to the extent that it cannot answer any questions at that hearing.

Yours faithfully

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