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Your Reference: **TR010022**

Our Reference: **HE514503**

18 June 2020

Dear Tracey,

Submission made by Highways England pursuant to Deadline 14 of the Examination of the A38 Derby Junctions Development Consent Order Application

Please find below a list of documents which form Highways England's submission for Deadline 14 of the Examination of the A38 Derby Junctions Scheme. This information is submitted in accordance with the confirmed Examination Timetable received in the Rule 8(3) letter dated 03 April 2020.

This submission comprises the following documents:

- An updated **Guide to the Application** (Document Reference 8.2(m));
- **Summary of Oral Submission to CAH4 of 09 June 2020** (Document Reference 8.105);
- **Summary of Oral Submission to ISH6 of 09 June 2020** (Document Reference 8.106);
- **Summary of Oral Submission to ISH7 of 10 June 2020** (Document Reference 8.107);
- **Summary of Oral Submission to ISH8 of 10 June 2020** (Document Reference 8.108);
- **Summary of Oral Submission to ISH9 of 10 June 2020** (Document Reference 8.109);
- An updated **draft Development Consent Order** (Document Reference 3.1(g));
- **Draft DCO Validation Report** (Validation Report for Document Reference 3.1(g));
- Schedule of changes to the **draft Development Consent Order** (Document Reference 8.31(f));
- Comparison of updated **draft Development Consent Order** (Document Reference 8.34(g));

- An updated **Outline Environmental Management Plan** (Document Reference 6.12(f)) (provided in both clean and tracked versions);
- **Schedule of changes to the Outline Environmental Management Plan** (Document Reference 8.46(e));
- An updated **Traffic Management Plan** (Document Reference 7.4(c)) (provided in both clean and tracked versions);
- **Technical Note on Markeaton Junction Development of Proposed Alignment** (Document Reference 8.110);
- **Technical Note on Compulsory Acquisition issues** (Document Reference 8.116);
- **Technical Note on Climate Responses to ISH8 ExA Questions** (Document Reference 8.111);
- **Technical Note on Scheme Impacts upon Alfreton Road Rough Grassland Local Wildlife Site and NPSNN Compliance** (Document Reference 8.112);
- **Technical Note on Markeaton Junction Potential Footway Diversions During Scheme Construction** (Document Reference 8.113);
- **Technical Note on Sutton Close Access** (Document Reference 8.114);
- An Updated **Consents and Agreements Position Statement** (Document Reference 3.3 (b)) (provided in both clean and tracked versions);
- An **Environmental Statement Addendum** (Document Reference 6.14);
- An updated **ES Appendix 2.2(a) Environmental Mitigation Schedule** (Document Reference 6.3) (provided in both clean and tracked versions);
- A Final **Statement of Common Ground with McDonalds Restaurants** (Document Reference 8.15 (b));
- A Final **Statement of Common Ground with Euro Garages Ltd** (Documents Reference 8.16 (a));
- Responses to comments received from Friends of Markeaton Park as submitted at Deadline 13 (Document Reference 8.115);
- Copy of Section 135 Consent (Agreement for CA of Crown Land within the DCO (Document Reference 8.117)).

The documents have been submitted in PDF format. Where requested by the Examining Authority, or in the circumstance where it is considered to add to the clarity of the submission both a clean and tracked change version is supplied.

In respect of the list of documents referred to above, where needed and particularly for documents that have not been requested by the ExA, further explanation is provided within the document as to its purpose and the reason for the submission.

Other Matters

In addition to the documentation referred to above, there were various other clarifications that were sought by the ExA during the hearings that took place on the 9 and 10 June 2020. Some of these clarificatory points that do not necessitate the provision of new technical notes or similar are documented and responded to below.

CAH4

During CAH4 the ExA questioned the level of engagement that has taken place with Sutton Turner Houses. A signed and final agreed version of the SOCG between Sutton Turner Houses and Highways England was submitted at Deadline 8. This SOCG includes a record of engagement at Table 2.1.

A further point raised by the ExA during CAH4 was in relation to access to Markeaton Lake. In this regard, Highways England requires temporary possession of the land around Markeaton Lake as detailed in the Land Plans [REP9-003] – temporary access is needed during the Scheme construction phase in order to create a new species rich grassland within the park, as well as the creation of bat roost features in 10 selected trees within the park. Such works will not restrict access to the lake for any planned works relating to the control of American signal crayfish within the lake being undertaken by the University of Derby or others.

ISH 6 and Derby Cycling Group (DCG)

Highways England agreed to make best efforts to discuss TMP revisions with DCG ahead of the deadline and can confirm that the DCG expressed appreciation to “these additions to TMP, they are very welcome and I am happy that they should enable and frame the ongoing planning to realise these measures via the Derby Behaviour Change Group.” This was referring to the new and amended paragraphs 5.2.6 and 5.13.3 of the TMP.

McDonald's/Euro Garages Ltd

An online meeting between McDonald's, Euro Garages Ltd, Derby City Council and Highways England took place on 16th June. The meeting discussion centred around the outstanding key issues of car park construction, A52 access and advanced signage.

In summary McDonald's will provide evidence of car park construction at Deadline 14, Derby City Council consider the A52 access is safe and acceptable in principle and advanced signage is not policy compliant. The respective SoCG's with McDonald's and Euro Garages Ltd have been updated as Final documents and are included in this submission to reflect the discussion that took place.

ISH8

During ISH8 some issues were raised in respect of air quality and regarding potential linkages between air quality and COVID-19 susceptibility. Further to the request from the ExA a response on this issue is provided below:

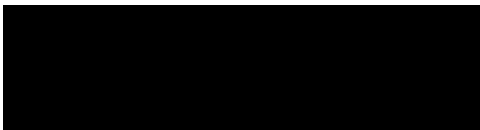
Initial research is indicative that long term exposure to poor air quality and especially elevated PM2.5 concentrations, is associated with worse health outcomes from COVID-19. Further research is required to investigate risk factors for COVID-19 for a range of risk

factors e.g. age, obesity, gender, smoking, ethnicity, underlying health conditions and air quality.

However, based on available information, baseline air quality and ES assessment findings (refer to ES Chapter 5: Air Quality [APP-043]), the Scheme is not expected to increase mortality from COVID-19 in either the construction or operational phases and should reduce human exposure to air pollution in the long term due to operation of the Scheme. The changes expected in particulate matter PM2.5 concentrations during Scheme construction would affect a small area over a short time period with concentrations for all scenarios, including construction, well within (less than 60% of) the EU limit value set to protect human health.

I trust that the content of this letter is clear, but please do not hesitate to get in touch, if you would like to discuss matters further.

Yours sincerely



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Enc: Deadline 14 Submission