

NCC's response to Thickthorn ISH2 Draft DCO Action Point

Action 4: Responses to the ExA's suggestion to remove Article 3 (4) from the dDCO concerning the disapplication of legislative provisions and modifications to existing section 106 agreements. Acknowledgement of the legislative options / scope available to deal with historic agreements directly between the main parties it covers.

Article 3 (4) relates to the dedication of land to the county council for a slip road. The land for a slip road has been transferred to the County so it is considered that those elements of the section 106 agreement has been discharged. Therefore, there is no practical difference to the county council whether Article 3 (4) remains in the agreement or is removed, as proposed by the ExA.