

M60/M62/M66 Simister Island Interchange

TR010064

7.9 SCHEDULE OF CHANGES TO THE DRAFT DEVELOPMENT CONSENT ORDER

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Planning Act 2008

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M60/M62/M66 Simister Island Interchange Development Consent Order 202[]

SCHEDULE OF CHANGES TO DRAFT DEVELOPMENT CONSENT ORDER

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P01	August 2024	Procedural Deadline A
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P03	November 2024	Deadline 3
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P05	February 2025	Deadline 7

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Table 1.1 Changes to draft Development Consent Order

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Deadline A – 28 August 2024		
Schedule 2 Requirement 4(4)	Insertion of 'and, to the extent that it relates to a matter relevant to their function, the Environment Agency'	At the request of the Environment Agency, to provide for the Environment Agency to be consulted in the preparation of the second iteration EMP
Schedule 4 Part 1	In the second line, changing the text to read 'Existing section of 252 metres of public road, to be stopped up between points 2/5 to 2/G shown on Sheet 2 of the streets, rights of way and access plans'	To correct typographical errors
Schedule 10	The document reference for the Crown Land Plans has been amended to 'TR010064/APP/2.10'	Insertion of missing document reference number.
Deadline 1 – 24 September 2024		
Contents	Article 15, changing the text to read 'Permanent stopping up, restriction of use of streets and public rights of way and private means of access '	Stopping up/restriction of private means of access is not proposed as part of the Order.
Contents	Article 36, changing the text to read 'Felling or lopping of trees and removal or management of hedgerows'	Article 36 of the Order also relates to management of hedgerows.
Contents	Article 45, changing the text to read ' Application, d Disapplication and modification of legislative provisions'	Article 45 of the Order only seeks to disapply or modify legislative provisions.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Contents	Schedule 3, Part 2, 'UNCLASSIFIED ROADS' has been deleted and Part 3 has been renumbered Part 2, and Part 3 renumbered Part 4	To be consistent with the descriptions in Schedule 3.
Contents	Schedule 4, Part 1 has been amended to read 'PUBLIC RIGHTS OF WAY TO BE STOPPED UP AND FOR WHICH A SUBSTITUTE IS TO BE PROVIDED'	To be consistent with the descriptions in Schedule 4.
Contents	Schedule 9, Part 1, changing the text to read 'FOR THE PROTECTION OF ELECTRICITY, GAS, WATER AND SEW E ARGE UNDERTAK E R S '	To correct typographical errors.
Page 5, second para	In the first line, changing the text to read 'panel of two members ("the Panel") {appointed by the Secretary of State pursuant to section 61 and 65 of Part 6 of the 2008 Act and carried out}'	To improve precision.
Part 1 - Preliminary		
Article 2 – Interpretation	"book of reference" – changing the text to read 'Schedule 10 (certification of plans and documents, etc. to be certified) and certified by the Secretary of State as the book of reference for the purposes of this Order under article 41 (certification of plans and documents, etc.) '	To correct a typographical error and improve precision.
Article 2 – Interpretation	"classification of road plans" – changing the text to read 'Schedule 10 (certification of plans and documents, etc. to be certified) and certified by the Secretary of State as the classification of road plans for the purposes of this Order under article 41 (certification of plans and documents, etc.) '	To correct a typographical error and improve precision.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Article 2 – Interpretation	"crown land plans" – changing the text to read 'Schedule 10 (certification of plans and documents, etc. to be certified) and certified as the crown land plans by the Secretary of State for the purposes of this Order under article 41 (certification of plans and documents, etc.) '	To correct a typographical error and improve precision.
Article 2 – Interpretation	"electronic transmission" – insertion of the following text after sub-paragraph (b) ' and in this definition “electronic communications network” has the same meaning as in section 32(1) (meaning of electronic communications networks and services)(a) of the Communications Act 2003; '. Insertion of the following footnote '(a) 2003 c.21, Section 32(1) was amended by S.I. 2011/1210'	Insertion of missing definition.
Article 2 – Interpretation	"engineering drawings and sections" – changing the text to read 'Schedule 10 (certification of plans and documents, etc. to be certified) and certified as the engineering drawings and sections by the Secretary of State for the purposes of this Order under article 41 (certification of plans and documents, etc.) '	To correct a typographical error and improve precision.
Article 2 – Interpretation	"environmental statement" – changing the text to read 'Schedule 10 (certification of plans and documents, etc. to be certified) and certified as the environmental statement by the Secretary of State for the purposes of this Order under article 41 (certification of plans and documents, etc.) '	To correct a typographical error and improve precision.
Article 2 – Interpretation	"important hedgerow plans" – changing the text to read 'Schedule 10 (certification of plans and documents, etc. to be certified) and certified as the important hedgerow plans by the Secretary of State for the purposes of this Order under article 41 (certification of plans and documents, etc.) '	To correct a typographical error and improve precision.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
	be certified) and certified as the important hedgerow plans by the Secretary of State for the purposes of this Order under article 41 (certification of plans and documents, etc.) '	
Article 2 – Interpretation	"land plans" – changing the text to read 'Schedule 10 (certification of plans and documents, etc. to be certified) and certified as the land plans by the Secretary of State for the purposes of this Order under article 41 (certification of plans and documents, etc.) '	To correct a typographical error and improve precision.
Article 2 – Interpretation	Insertion of new definition of "'main river" means watercourses as defined under section 113(1) of the Water Resources Act 1991 and shown as such on the statutory main river maps held by the Environment Agency and the Department for Environment, Food and Rural Affairs;'	Insertion of missing definition.
Article 2 – Interpretation	Insertion of new definition of "'Secretary of State" means the Secretary of State for Transport;'	Insertion of missing definition.
Article 2 – Interpretation	"statutory undertaker" – changing the text to read 'sections 127(8) (statutory undertakers' land) and 138(4A) (extinguishment of rights, and removal of apparatus, of statutory undertakers etc.) '	To improve precision.
Article 2 – Interpretation	"streets, rights of way and access plans" – changing the text to read 'Schedule 10 (certification of plans and documents, etc. to be certified) and certified as the streets, rights of way and access plans by the Secretary of State for the purposes of this Order under article 41 (certification of plans and documents, etc.) '	To correct a typographical error and improve precision.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Article 2 – Interpretation	<p>"trunk road" – insertion of the following footnotes:</p> <p>'(d) Section 10 was amended by section 22(2) of the 1991 Act, by section 36 of, and paragraph 22 of Schedule 2 to, the 2008 Act, and by section 1 of, and Schedule 1 to, the Infrastructure Act 2015 (c.7).</p> <p>(e) Section 19 was amended by section 1 of, and Schedule 1 to, the Infrastructure Act 2015. There are other amendments to section 19 that are not relevant to this Order.'</p>	Insertion of missing footnotes.
Article 2 – Interpretation	<p>"works plans" – changing the text to read 'Schedule 10 (certification of plans and documents, etc. to be certified) and certified as the works plans by the Secretary of State for the purposes of this Order under article 41 (certification of plans and documents, etc.)'</p>	To correct a typographical error and improve precision.
Article 2, paragraph (6)	Insertion of 'body or' after 'successor' and before 'bodies'	To improve precision.
Part 2 – Principal Powers		
Article 6 – Limits of deviation	Insertion of 'and' between sub-paragraphs (1)(a) and (b)	To correct a typographical error.
Part 3 - Streets		
Article 10 – Street Works, sub-paragraph (1)(a)	Insertion of 'within or' after 'tunnel' and before 'under it'	To correct a typographical error.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Article 10, paragraph (3)	Changing the text to cross-refer to 'article 11'	To correct a typographical error.
Article 11, sub-paragraph 1(b)	Changing the text to footnote(a) to read ' Section 64 was amended by section 102 of, and Schedule 17 to, the Local Government Act 1985 (c.51) and section 168(2) of, and Schedule 9 to, the 1991 Act. '	To reference the correct section of the Highways Act 1980.
Article 11, paragraph (3)	Deletion of 'and' before 'Schedule 3A(j) (restriction on works following substantial street works)' and inserting ' and ' to follow immediately after 'section 78(A)(i) (contributions to costs of re-surfacing by undertaker);'	To correct a typographical error.
Article 11, sub-paragraph (7)(c)	Changing the text to read ' to, as respects which the provisions of Part 3 of the 1991 Act apply.'	To improve precision.
Article 12 (construction and maintenance of new, altered or diverted streets and other structures), sub-paragraph 4(d)	On the last line, changing the text to read 'cause dangers'	To correct a typographical error.
Article 13 – Classification of roads, etc., sub-paragraph (1)(b)	Changing the text to refer to Schedule 4(a) (classes of traffic for purposes of special roads) to the 1980 Act and adding the following footnote:	To correct the reference to the relevant part of the Highways Act 1980 and insertion of missing footnote.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
	(a) Schedule 4 was amended by section 4 of, and paragraph 21(3) of Schedule 3 to, the Road Traffic (Consequential Provisions) Act 1988 (c.54).	
Article 13, paragraph (2)	Changing the text to read 'Part 1 (special roads) of Schedule 3 (classification of roads, etc.)'	To improve precision and consistency
Article 13, paragraph (3)	Deletion of the text at paragraph (3). Consequential amendments to the numbering of paragraphs (4), (5) and (6) to read (3), (4) and (5)	No unclassified roads are proposed pursuant to the Order.
Article 13, sub-paragraph (3)(b)	Changing the text to read 'practicable after following completion of the construction of the public right of way as may be agreed by between'	To improve precision.
Article 14 – Temporary closure and restriction of use of streets, sub-paragraph (1)(a)	Insertion of ',or a class of traffic' after 'traffic' and before 'from the street'	To improve precision.
Article 14, paragraph (4)	Deletion of 'Save as to streets in respect of which the undertaker is the street authority, t' and replacement with 'T'	Deletion of unnecessary text. The relevant paragraph covers streets in which the undertaker is not the street authority.
Article 14, paragraph (6)	After paragraph (6), insertion of a new paragraph (7) as follows: '(7) An application for consent under paragraph (4) must be accompanied by a letter informing the street authority— (a) of the period mentioned in paragraph (6); and	At the request of the Examining Authority, to reflect the wording of the M3 Junction 9 Development Consent Order and to put the street authority on notice of the deeming provisions as regards its consent to the undertaker's proposals for temporary closures, alterations, diversion or restrictions of streets for which it is the authority.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
	(b) that if they do not respond before the end of that period, consent will be deemed to have been granted.'	
Article 15 - Permanent stopping up, restriction of use of streets, public rights of way and private means of access	Changing Article 15 to read 'Permanent stopping up, restriction of use of streets and , public rights of way and provide means of access '	Stopping up/restriction of private means of access is not proposed as part of the Order.
Article 15, paragraph (2)	Changing the text to read 'columns (1) of Part 2 of Schedule 4 (being a public right of way to be stopped up and for which a substitute is to be provided) '	To improve precision.
Article 15, paragraph (3)	Insertion of 'specified in column 1 of Part 1 of Schedule 4' after 'street' and before 'has been stopped up'	To improve precision.
Article 17 – Traffic Regulation, paragraph (2)	In the third line, changing the text to read 'sections 1(1)(d)'	To correct a typographical error.
Article 17, paragraph (12)	Changing the text to read 'Any application for consent under to which this article applies must include a statement that the provisions of paragraph (11) must be accompanied by a letter informing the traffic authority— (a) of the period mentioned in paragraph (11); and	At the request of the Examining Authority, to reflect the wording of the M3 Junction 9 Development Consent Order and to put the traffic authority on notice of the deeming provisions as regards its consent to the undertaker's proposals under paragraph (2) of Article 17 of the Order.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
	<p>(b) that if they do not respond before the end of that period, consent will be deemed to have been granted.</p> <p>apply to that application</p>	
Part 4 – Supplemental Powers		
Article 18 – Discharge of water, paragraph (4)	Insertion of ' pursuant to paragraph (1) ' after 'drain' and before 'except'	To improve precision.
Article 18, paragraph (10)	<p>Changing the text to read 'Any application to which this article applies must include a statement that the provisions of paragraph (93) must be accompanied by a letter informing the person who receives the application—</p> <p>(a) of the period mentioned in paragraph (9); and</p> <p>(b) that if they do not respond before the end of that period, consent will be deemed to have been granted.</p> <p>apply to that application.</p>	At the request of the Examining Authority, to reflect the wording of the M3 Junction 9 Development Consent Order and to put the owner of the relevant watercourse, public sewer or drain on notice of the deeming provisions as regards its consent to the undertaker's proposals under paragraph (3) of Article 18 of the Order to discharge water into such watercourse, public sewer or drain.
Article 19 – Protective work to buildings, paragraph (3)	Adding ' (subject to paragraph (5)) ' after 'may' and before 'enter and survey'	To improve precision.
Article 19, paragraph (9)	Changing the text to read ' Subject to Without affecting '	To improve precision.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Article 20 – Authority to survey and investigate the land, paragraph (2)	In the second line, changing the text to read 'unless at least no less than 14 days' notice has been served on every owner and occupier of the land giving details of the nature of the surveys and investigations to be undertaken on the land. '	To improve precision and to ensure that owner and occupiers of the relevant land are provided with sufficient details of the nature of the survey or investigation that the undertaker intends to carry out.
Article 20, paragraph (7)	Changing the text to read 'Any application for consent under to which this article applies must include a statement that the provisions of paragraph (6) must be accompanied by a letter informing the local highway authority or street authority— (a) of the period mentioned in paragraph (6); and (b) that if they do not respond before the end of that period, consent will be deemed to have been granted apply to that application. '	At the request of the Examining Authority, to reflect the wording of the M3 Junction 9 Development Consent Order and to put the local highway authority or street authority on notice of the deeming provisions as regards their consent to the undertaker's proposals under paragraph (4) of Article 20 of the Order to make trial holes or boreholes in land within the highway boundary or a private street (as the case may be).
Part 5 – Powers of Acquisition and possession of land		
Article 21 – Compulsory acquisition of land, paragraph (2)	Changing the text to read 'This article is subject to article 22 (compulsory acquisition of land – incorporation of the mineral code), article 23 (time limit for exercise of authority to acquire land compulsorily), paragraph (2) of article 24 (compulsory acquisition of rights and imposition of restrictive covenants), paragraph (9) of article 30 (temporary use of land for carrying out the authorised development), paragraph (1)(a) of article 32 (statutory undertakers) and article 34 (crown rights).	To improve precision.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Article 23 – Time limit for exercise of authority to acquire land compulsorily, sub-paragraph (1)(a)	Insertion of 'the' after 'under' and before 'Acquisition'	To correct a typographical error.
Article 24 – Compulsory acquisition of rights and imposition of restrictive covenants, paragraph (1)	In the second line, insertion of 'such' after 'impose' and before 'restrictive covenants'	To improve precision.
Article 24, paragraph (3)	In the fifth line, changing the text to read 'paragraphs (1) or (2)'	To correct a typographical error.
Article 25 – Private rights over land, paragraph (5)	In the second line, insertion of new footnote '(a)' after 'section 152'. New footnote (a) to read 'Section 152 was amended by S.I. 2009/1307.'	To improve precision.
Article 25, sub-paragraphs (7)(a)(ii), (iii) and (iv)	In each case, deletion of 'it' and replacement with 'the land'	To improve precision.
Article 25, paragraph (8)	After sub-paragraph (8)(b), changing the text to read 'the agreement is effective'	To improve precision.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Article 26 – Modification of Part 1 of the 1965 Act, paragraph (1)	Insertion of '(compulsory purchase under Acquisition of Land Act of 1946)' after 'Part 1' and before 'of the 1965 Act'	To improve precision and for consistency.
Article 26, sub-paragraph 5(b)	Insertion of '20 (authority to survey and investigate land),' after 'buildings)' and before '30'	To improve precision.
Article 27 – Application of the 1981 Act, paragraph (3)	Changing the text to read '(application of aAct)'	To correct a typographical error.
Article 30 – Temporary use of land for carrying out the authorised development, sub-paragraph 1(d)	Changing the text to read 'construct any works on that land as are identified mentioned in Schedule 1 (authorised development) construct any permanent works specified in relation to that land as are listed in column (3) of Schedule 7 or undertake any other mitigation works in connection with the authorised development.'	To improve precision and remove reference to column (3) of Schedule 7 as such works are included in the works in Schedule 1 (authorised development).
Article 30, paragraph (3)	Deletion of 'may' and replacement with 'must'	To improve precision.
Article 30, sub-paragraph (9)(a)	Insertion of 'imposition of' after 'and' and before 'restrictive covenants'	To correct a typographical error.
Article 31 – Temporary use of land for maintaining the	Changing the text to read 'paragraph (68)'	To correct a typographical error.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
authorised development, paragraph (9)		
Article 31, paragraph (10)	Changing the text to read ' Subject to article 43 (no double recovery), nothing Nothing ' and on the last line 'paragraph (68)'	To improve precision and correct a typographical error.
Article 32 – Statutory Undertakers, paragraph (1)	Insertion of ' imposition of ' after 'and' and before 'restrictive covenants'	To correct a typographical error.
Article 31, sub-paragraph 2(b)	Deletion of 'of this Order'	To ensure consistency.
Article 33 – Apparatus and rights of statutory undertakers in stopped up streets, paragraph (2)	In the first line, changing the text to read ' undertakertility '	To improve precision.
Article 34 – Crown Rights, paragraph (2)	Insertion of ' which is ' after 'Act)' and before 'for the time being'	To improve precision.
Article 34, paragraph (3)	Deletion of the semi-colon (;) after 'conditions'	To correct a typographical error.
Article 35 – Recovery of costs	Insertion of ' (street works in England and Wales) ' after 'Part 3' and before 'of the 1991 Act'	To improve precision and for consistency.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
of new connections, paragraph (3)		
Article 35, paragraph (4)	Deletion of the reference to 'paragraph' and replacement with ' article '	To correct a typographical error.
Part 6 - Operations		
Article 36 – Felling or lopping of trees and removal of hedgerows	Changing Article 36 to read 'Felling or lopping of trees and removal or management of hedgerows'	To correct a typographical error and ensure consistency with Schedule 8.
Article 36, paragraph (3)	Adding a full stop (.) to the end of the paragraph, after 'activity'	To correct a typographical error.
Part 7 – Miscellaneous and general		
Page 31, footnote (c)	Changing the text to read 'Section s 61'	To correct a typographical error.
Article 41 – Certification of plans and documents, etc., paragraph (1)	In the second line, after 'Schedule 10' amending the text to read '(certification of plans and documents, etc. to be certified)'	To correct a typographical error and improve precision.
Article 41, paragraph (2)	In the first line, deletion of 'reflect' and replacement with ' accord with '	To improve precision.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Article 42 – Service of notices, paragraph (2)	In the first line, insertion of 'is' after 'document' and before 'to be served'	To correct a typographical error.
Article 45 – Application, disapplication and modification of legislative provisions	Changing Article 45 to read ' Application, d Disapplication and modification of legislative provisions'	To improve precision. Article 45 of the Order only seeks to disapply or modify legislative provisions.
Schedule 1 – Authorised development		
Work No. 01	In the second line, insertion of ' comprising 1 lane ' after 'length)' and before 'that merges'	To improve precision and further particularise the Works.
Work No. 02	In the first line, deletion of 'improvement' and replacement with ' widening from 4 lanes to 5 lanes '	To improve precision and further particularise the Works
Work No. 03	In the first line, deletion of 'improvement' and replacement with ' widening from 4 lanes to 5 lanes '	To improve precision and further particularise the Works.
Work No. 04	In the second line, insertion of ' comprising 1 lane that widens to 2 lanes and ' after 'length)' and before 'that diverges'	To improve precision and further particularise the Works.
Work No. 05	(a) In the second line, insertion of ' comprising 2 lanes ' after 'length)' and before 'that diverges'; (b) In the third line, insertion of ' the construction if a new 3-span viaduct structure (Pike Fold Viaduct) ' after '(Work No. 02)' and on the fourth line, insertion of	To improve precision and further particularise the Works.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
	<p>'the' after 'and' and before 'construction of a re-aligned M60';</p> <p>(c) The addition of the following text on the last line 'Works include removal of Important Hedgerow (HG_08) as described in Schedule 8 of this Order.'</p>	
Work No. 06	In the first line, changes to the text to read 'sheets 1 and 2'	To correct typographical errors and ensure consistency with the works plans.
Work No. 07	In the second line, insertion of 'comprising 2 lanes' after 'length)' and before 'that diverges'	To improve precision and further particularise the Works.
Work No. 09	In the second line, insertion of 'comprising 1 lane' after 'length)' and before 'that diverges' and in the third line, insertion of 'comprising 1 lane' after 'cutting' and before 'that connects'	To improve precision and further particularise the Works.
Work No. 10	Addition of the following text to the work description 'Works include removal of Important Hedgerow (HG_08) as described in Schedule 8 of this Order.'	To improve precision and further particularise the Works.
Work No. 12	In the second line, insertion of 'comprising 2 lanes' after 'length)' and before 'that merges'	To improve precision and further particularise the Works.
Work No. 13	In the second line, after 'Junction 18' insertion of the following text ', including excavations, embankments, cuttings, environmental mitigation, and fencing necessary for its construction and operation. Work No. 13 is adjacent to the re-aligned M60 northbound to M60'	To improve precision and further particularise the Works.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
	westbound link (Work No. 07) and is accessed via a new maintenance access track (Work No. 14).'	
Work No. 17	In the second line, insertion of 'comprising 1 lane that widens to 2 lanes and' after 'length)' and before 'that diverges'	To improve precision and further particularise the Works.
Work No. 18	In the second line, insertion of 'comprising 5 lanes' after 'M60' and before 'commencing'	To improve precision and further particularise the Works.
Work No. 19	Addition of the following text to the work description 'Works could include the management of Important Hedgerow (HG_80) as described in Schedule 8 of this Order.'	To improve precision and further particularise the Works.
Work No. 20	Addition of the following text to the work description 'Works could include the management of Important Hedgerow (HG_80) as described in Schedule 8 of this Order.'	To improve precision and further particularise the Works.
Work No. 21	In the second line, after 'Junction 18' insertion of the following text ', including excavations, embankments, cuttings, environmental mitigation, and fencing necessary for its construction and operation. Work No. 21 is adjacent to the improved M60 northbound carriageway (Work No. 18) and is accessed via a new maintenance access track (Work No. 19).'	To improve precision and further particularise the Works.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Work No. 22	In the first line, deletion of 'improvement' and replacement with ' widening from 2 lanes to 4 lanes '	To improve precision and further particularise the Works.
Work No. 23	In the second line, insertion of ' comprising 1 lane ' after 'length)' and before 'that diverges'	To improve precision and further particularise the Works.
Work No. 25	In the first line, deletion of 'improvement' and replacement with ' modification '. In the second line, insertion of ' including the provision of new wearing course to the pavement, amendment of the road markings and replacement of traffic signals and associated infrastructure. ' after 'length)'	To improve precision and further particularise the Works.
Work No. 27	In the second line, insertion of ', including excavations, embankments, cuttings, environmental mitigation, and fencing necessary for its construction and operation. ' after 'No. 05)' On the last line, insertion of ' (Work No. 05) ' after 'carriageway' and before 'and is'	To improve precision and further particularise the Works.
Work No. 29	Addition of the following text to the work description ' Works include the removal of Important Hedgerow (HG_80) as described in Schedule 8 of this Order. '	To improve precision and further particularise the Works.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Work No. 30	In the first line, deletion of 'improvement' and replacement with ' widening '. In the second line, insertion of ' comprising 2 lanes ' after 'length)' and before 'commencing'	To improve precision and further particularise the Works.
Work No. 37	Addition of the following text to the work description ' Work No. 37 is adjacent to the new M60 eastbound to M60 southbound link (Work No. 05) and is accessed via a new maintenance access track (Work No. 35). '	To improve precision and further particularise the Works.
Work No. 38	Addition of the following text to the work description ' Works could include the management of Important Hedgerow (HG_80) as described in Schedule 8 of this Order. '	To improve precision and further particularise the Works.
Work No. 39	In the second line, insertion of ' comprising 2 lanes, and the construction of a new single span bridge structure (Pike Fold Bridge) ' after 'length)' and before 'connecting'	To improve precision and further particularise the Works.
Work No. 40	In the sixth line, insertion of ' up to a maximum height of 25 metres ' after 'netting' and before 'on'	To improve precision and further particularise the Works.
Work No. 44	Addition of the following text to the work description ' Works could include the management of Important Hedgerows (HG_21, HG_22 and HG_39) as described in Schedule 8 of this Order. '	To improve precision and further particularise the Works.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Schedule 2 - Requirements		
Schedule 2, Part 1 – Interpretation	"commence" – in the fifth line, deletion of 'remedial work in respect of any contamination or other adverse ground conditions'	Removal of the wording as agreed with the Environment Agency.
Schedule 2, Part 1 – Interpretation	After the definition of "contaminated land", insertion of a new definition as follows: "“drainage strategy report” means the report at Appendix 13.7 of the environmental statement appendices listed in Schedule 10 (certification of plans and documents, etc.) and certified by the Secretary of State as the environmental statement appendices for the purposes of this Order under article 41 (certification of plans and documents, etc.);"	Insertion of missing definition.
Schedule 2, Part 1 – Interpretation	Deletion of the definition of "Ecological Clerk of Works" and replacement with the following definition: "“ECoW” means the ecological clerk of the works appointed to ensure competence and quality in ecological matters whose responsibilities are defined in the first iteration EMP;"	The previous definition was by reference to the first iteration EMP which did not adequately define the ECoW. The definition has been amended at the request of the Examining Authority. The use of "ECoW" rather than "Ecological Clerk of Works" ensures consistency with requirement 7.
Schedule 2, Part 1 – Interpretation	After the definition of "ECoW", insertion of a new definition as follows: "“environmental masterplan” means the environmental masterplan at figure 2.3 of the environmental statement	Insertion of missing definition.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
	figures listed in Schedule 10 (certification of plans and documents, etc.) and certified by the Secretary of State as the environmental statement figures for the purposes of this Order under article 41 (certification of plans and documents, etc.);'	
Schedule 2, Part 1 – Interpretation	"first iteration EMP" – changing the text to read 'Schedule 10 (certification of plans and documents, etc. to be certified) and certified by the Secretary of State as the first iteration environmental management plan for the purposes of this Order under article 41 (certification of plans and documents, etc.)'	To correct a typographical error and improve precision.
Schedule 2, Part 1 – Interpretation	After the definition of "first iteration EMP", insertion of new definitions as follows: "general arrangement plans" means the plans listed in Schedule 10 (certification of plans and documents, etc.) and certified by the Secretary of State as the general arrangement plans for the purposes of this Order under article 41 (certification of plans and documents, etc.);' "ISO 14001" means the international standards on designing and implementing environmental management systems published by the Internal Standards Organisation;'	Insertion of missing definitions.
Schedule 2, Part 1 – Interpretation	"outline traffic management plan" – changing the text to read 'Schedule 10 (certification of plans and documents, etc. to be certified) and certified by the	To correct a typographical error and improve precision.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
	Secretary of State as the outline traffic management plan for the purposes of this Order under article 41 (certification of plans and documents, etc.)	
Requirement 4 (Environmental Management Plan), paragraph (2)	Changes to the text to read ' , in each case-produced '	To improve precision.
Requirement 4, sub-paragraph 3(a)	Deletion of 'reflect' and replacement with ' be in accordance with '	To improve precision.
Requirement 4, sub-paragraph (3)(c)(xiv)	Insertion of ' in writing ' after 'in advance'	To improve precision and as agreed with Bury Metropolitan Borough Council.
Requirement 4, sub-paragraph (3)(d)(iv), (v), (ix) and (xii)	The name of certain management plans has been amended.	To improve precision.
Requirement 5 (Landscaping)	<p>(a) Paragraph (2) has been moved and is now paragraph (4). What were previously paragraphs (3) and (4) have been re-numbered as paragraphs (2) and (3).</p> <p>(b) The text of re-numbered paragraph (2) is amended to read '(2) The landscaping scheme prepared under sub-paragraph (1) must be in</p>	<p>(a) To improve the structure of the requirement.</p> <p>(b) To improve precision.</p> <p>(c) To improve precision.</p>

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
	<p>accordance with the mitigation measures set out in the REAC and the environmental masterplan.'</p> <p>(c) In the third line, deletion of 'Landscape and Ecological Management and Monitoring Plan for the authorised development' and replacement with 'third iteration EMP'</p>	
Requirement 6 (Contaminated land and groundwater)	<p>(a) Requirement 6 has been re-named as 'Previously unidentified & contaminated land and groundwater'</p> <p>(b) Paragraph (3), deletion of 'approved' and replacement with 'written scheme approved under sub-paragraph (2)'</p>	<p>(a) To more accurately reflect the subject matter of the requirement.</p> <p>(b) To tie the remediation more specifically to the scheme approved under the relevant sub-paragraph of the requirement.</p>
Requirement 7 (Protected species)	<p>(a) In paragraph 1, reference to 'Ecological Clerk of Works' has been changed to 'ECoW'</p> <p>(b) In the last line of paragraph (2), 'after' is to be deleted and replaced with 'following'</p> <p>(c) In the first line of paragraph (4), 'prepared' is to be deleted and replaced with 'approved'</p>	<p>(a) To ensure consistency with definitions.</p> <p>(b) To improve precision.</p> <p>(c) To ensure that the written scheme implemented is that approved under the requirement.</p>
Requirement 8 (Surface and foul water drainage)	<p>(a) In the second line of paragraph (1), 'reflecting' has been deleted and replaced with 'in accordance with'</p>	<p>(a) To improve precision.</p> <p>(b) For precision and consistency with requirements 5, 9 and 10.</p>

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
	(b) In the first line of paragraph (2), 'must be constructed' has been deleted and replaced with ' must be carried out '	
Requirement 9 (Archaeological remains)	<p>(a) In the second line of paragraph (1) 'potential' has been deleted and 'incorporating the mitigation measures set out in the environmental statement and the REAC' inserted after 'interest' and before 'has been submitted'</p> <p>(b) In paragraph (2), deletion of 'referred to in' and replacement with 'approved under'</p>	<p>(a) To remove ambiguity in the drafting and in the interests of precision.</p> <p>(b) To ensure the development is carried out in accordance with the scheme approved under the requirement.</p>
Requirement 10 (Traffic management)	<p>(a) In the first line of paragraph (1), insertion of 'for that part' after 'until' and before 'a traffic' and insertion of ', which is' after 'management plan' and before 'substantially'</p> <p>(b) In paragraph (2), deletion of 'referred to in' and replacement with 'approved under'</p>	<p>(a) For precision and consistency with the drafting of requirements 5 and 8;</p> <p>(b) To ensure the development is carried out in accordance with the scheme approved under the requirement.</p>
Part 2 – Procedure for discharge of requirements		
Paragraph 12 (Applications made under requirements)	<p>(a) Sub-paragraph 12(1)(b), changes to the text to refer to paragraph '14', rather than paragraph 13;</p> <p>(b) Sub-paragraph 12(1)(c), deletion of parties and replacement with 'undertaker and the Secretary of State'</p>	<p>(a) To correct a typographical error;</p> <p>(b) To improve precision.</p>

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Paragraph 13	<p>Insertion of new paragraph 13 as follows:</p> <p>Consultation</p> <p>13.—(1) In relation to any provision of this Schedule requiring details to be submitted to the Secretary of State for approval following consultation by the undertaker with another party, the undertaker must provide such other party with not less than 14 days for any response to the consultation and thereafter the details submitted to the Secretary of State for approval must be accompanied by a summary report setting out the consultation undertaken by the undertaker to inform the details submitted including copies of any representations made by a consultee about the proposed application and the undertaker's response to those representations.'</p> <p>What were previously paragraphs (13), (14) and (15) have been re-numbered (14), (15) and (16).</p>	To provide clarity on the process for consultation.
Paragraph 14 (Further information), paragraph (3)	Reference to paragraph 15 (anticipatory steps towards compliance with any requirement) deleted and replaced with 'paragraph 12 (applications made under requirements)'	To correct a typographical error.
Paragraph 16 (Anticipatory steps towards	In the first line, insertion of a comma (,) after 'If' and before 'before'	To correct a typographical error.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
compliance with any requirement)		
Schedule 3 – Classification of roads, etc		
Part 1 – Special roads	Column (2), in the second line, changes to text to read 'sSheet'	To correct a typographical error.
Part 2	Deletion of all text concerning unclassified roads. What was Part 3 (Public rights of way) is now re-named as Part 2 and what was Part 4 (Private means of access) is now re-named as Part 3. Part 4 is deleted.	No unclassified roads are proposed as part of the Order.
Part 3	In the fourth row, second column, changes to the text to say: 'As shown between points 2/6 to 2/H on Sheet 2 of the streets, rights of way and access plans for a distance of 184 metres'	To accord with the streets, rights of way and access plans.
Schedule 4 – Permanent stopping up of streets and public rights of way		
Part 2	Insertion of 'TO BE' between 'IS' and 'PROVIDED' in the heading	To improve precision and consistency with Part 1.
Schedule 6 – Modification of compensation and compulsory purchase enactments for creation of new rights and imposition of restrictive covenants		
Paragraph (2)(2)	Insertion of '(powers of entry)' after 'section 11(1)' and before 'of the 1965 Act'	To improve precision and consistency.
Paragraph (4)	Insertion of 'Part 1 of' after 'Application of' and before 'the 1965 Act' in the title above paragraph 4	To improve precision.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
	In the last line, insertion of 'imposition of' after 'and' and before 'restrictive covenants'	
Paragraph (8)	Insertion of ' NOT IN NOTICE TO TREAT ' after 'SCHEDULE 2A COUNTER-NOTICE REQUIRING PURCHASE OF LAND'	To accord with the wording of Schedule 2A of the 1965 Act.
Schedule 7 – Land of which temporary possession may be taken		
Schedule 7	Deletion of all references to 'improving' and replacement with ' widening '	To improve precision and objectivity.
Schedule 9 – Protective provisions		
Schedule 9	Deletion of reference to 'Articles 32 and 46' in the top right-hand corner and replacement with 'Articles 32 and 40 '	To correct a referencing error.
Schedule 9, Part 1 (for the protection of electricity, gas, water and sewerage undertakers)	Paragraph (4)(1), in the second line, deletion of 'private means of access' and replacement with ' public rights of way '	To accurately reflect the scope of article 15.
Part 3 (for the protection of Cadent Gas Ltd as gas undertaker)	(a) Paragraph 19 (interpretation), in the definition of "commence", deletion of 'article 2(1) of the Order' and replacement with ' paragraph 1, Part 1 of Schedule 2 (requirements) to the Order '	(a) To correct a referencing error. (b) To accurately reflect the scope of article 15.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
	(b) Paragraph 21 (Apparatus of Cadent in stopped up streets), in the first line, changes to the text to read ' article 15 (permanent stopping up, restriction of use of streets and public rights of way) '	
Schedule 10 – Certification of plans and documents, etc.		
Schedule 10	All references to version 'P01' amended to 'P02'	To reflect updates to the documents listed.
Deadline 3 – 5 November 2024		
Article 2 – Interpretation	"bridleway" – adding the words " within the meaning of section 30(1) of the Countryside Act 1968 "	To improve precision
Article 2 – Interpretation	"engineering drawings and sections" amended to read " engineering section drawings "	For consistency
Article 6(1)(b) – Limits of deviation	"engineering drawings and sections" amended to read " engineering section drawings "	For consistency
Article 8 – Consent to transfer benefit of Order	(a) Amend (1) to refer to paragraph (5) not (4) (b) Insert new paragraph (4) to read " If the benefit of the provisions of this Order relating to compulsory acquisition is transferred or granted to a transferee or grantee pursuant to this article and the transferee or grantee exercises those powers then the undertaker alone is liable for any compensation that is payable to another party as a consequence of the exercise of those powers by the transferee or grantee "	At the suggestion of the Examining Authority and for consistency with other made DCOs

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Article 13 – Classification of roads etc.	(a) Amend reference to Part 2 in paragraph (3) to Part 2 (b) Amend reference to Part 4 in paragraph (4) to Part 3	To correct an error
Article 33 – Apparatus and rights of statutory undertakers in stopped up streets	Amend paragraph (2) to refer to "statutory utility " not "statutory undertaker"	To correct an error
Schedule 1 tailpiece (c)	Insert the word " byways " before open to all traffic	To correct an error
Schedule 2 Requirement 3	"engineering drawings and sections" amended to read " engineering section drawings "	For consistency
Schedule 2 Requirement 6	Paragraph (2) amended to read "Where the completed risk assessment " rather than "Where the undertaker"	To provide clarity on when a written scheme and programme for remedial measures is required
Schedule 8 Hedgerows to be removed or managed	New column (5) inserted detailing the works to be undertaken to each hedgerow	As requested by the Examining Authority and to provide clarity on the scope of the works
Schedule 10 Certification of plans and documents etc.	"engineering drawings and sections" amended to read " engineering section drawings "	For consistency
Explanatory note	"engineering drawings and sections" amended to read " engineering section drawings "	For consistency

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Deadline 5 – 10 January 2025		
Index	Insertion of a new part 4 to Schedule 9	To reflect other changes made.
Article 45(3)	Deleted in its entirety.	Not required.
Schedule 1	Works No. 19, 20, 38 and 44 amended by deleting the words "could include the management of" and inserting "to"	In response to the ExA's Second Written Questions.
Schedule 2 definitions	Insertion of new definitions of "arboricultural impact assessment" and "design principles report"	To reflect changes made to requirements 3 and 5.
Schedule 2 Requirement 3	Insertion of a new (b) to read "the design principles set out in the design principles report" and "or the design principles" in the underlying paragraph	To provide that the detailed design of the Scheme is in accordance with the design principles.
Schedule 2 Requirement 5(3)(c)	Insertion of "in accordance with the arboricultural impact assessment"	To provide that the landscaping scheme will be in accordance with the assessment.
Schedule 2 Requirement 5(3)(d)	Insertion of "including details of changes to existing land levels, gradients for areas of permanent earthworks and cross sections to illustrate slope profiles where embankments are formed"	To provide clarity on the scope of the scheme.
Schedule 2 Requirement 5(3)	Insertion of new (f) and (g)	To provide clarity on the scope of the scheme.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Schedule 2 Requirement 6(2)	Insertion of "work on or under the contaminated land must cease and" in the second line	To address comments made by the ExA.
Schedule 2 Requirement 7(2)	Insertion of "Details of any consultation undertaken with Natural England and any responses received from Natural England will be provided to the local planning authority" at the end	To address comments made by Bury Metropolitan Borough Council.
Schedule 9 Protective Provisions	Insertion of a new Part 4 in favour of National Grid Electricity as electricity undertaker	To update the protective provisions and reflect discussions with statutory undertakers.
Schedule 10	Amendment of version numbers and insertion of "design principles report"	To reflect other changes made.
Deadline 7 – 27 February 2025		
Index	The description of Part 3 of Schedule 9 has been changed to "FOR THE PROTECTION OF CADENT GAS LIMITED" instead of "FOR THE PROTECTION OF CADENT GAS LTD AS GAS UNDERTAKER"	By agreement with Candent Gas.
Footnotes	Updates and corrections made to footnotes throughout as appropriate / necessary	To update the references at Deadline 7.
Article 2 - Interpretation Articles 6(2) – Limits of deviation	Amended "maintain" to "give rise to any materially new or materially different significant adverse worse effects in comparison with those reported in the environmental statement"	As recommended by the ExA [PD-016].

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Schedule 1 Schedule 2 paragraphs 3, 8 and 12		
Articles 14(5), 19(11), 20(5), 25(5), 29(4) and 31(9)	Amended "... to be determined, in case of dispute , as if it were a dispute under Part 1 (determination of questions of disputed compensation) of the 1961 Act"	As recommended by the ExA [PD-016].
Article 2 – Interpretation	Deleted "landscape" from the definition of "maintain"	As recommended by the ExA [PD-016].
Article 13 – Classification of roads	Amended paragraph (3)(b) to read "such date as soon as reasonably practicable following completion of the construction of the public right of way as may be agreed in writing between the undertaker and the local highway authority"	As recommended by the ExA [PD-016].
Article 13 – Classification of roads	Amended paragraph (4) to read "The maintenance accesses and private means of access specified in column (2) of Part 3 (private means of access) of..."	As recommended by the ExA [PD-016].
Article 14 – Temporary closure and restriction of use of streets	Amended paragraph (4) The undertaker must not temporarily close, alter, divert or restrict any street without the consent of the relevant street authority in whose area the street lies , which may attach reasonable conditions to any consent but such consent must not be unreasonably withheld or delayed.	As recommended by the ExA [PD-016].

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Article 16 – Access to works	<p>Insertion of a new paragraph (2) to (4) as follows:</p> <p>"(2) The undertaker may use any private road within the Order limits for the passage of persons or vehicles (with or without materials, plant and machinery) for the purposes of, or in connection with, the construction and maintenance of the authorised development.</p> <p>(3) The undertaker must compensation the person liable for the repair of a road to which paragraph (2) applies for any loss or damage which that person may suffer by reason of the exercise of the power conferred by paragraph (2).</p> <p>(4) Any dispute as to a person's entitlement to compensation under paragraph (3), or as to the amount of such compensation, is to be determined, in case of dispute, as if it were a dispute under Part 1 of the 1961 Act"</p>	As recommended by the ExA [PD-016].
Article 20 – Authority to survey and investigate the land	Deleted the words "adjacent to, but" in paragraph (1)	As recommended by the ExA [PD-016].
Article 24(5) – Compulsory acquisition of	Deletion of the first sentence namely "The undertaker's power to create rights under paragraph (1) includes the power to create rights for the benefit of statutory	As recommended by the ExA [PD-016].

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
rights and imposition of restrictive covenants	undertakers or any other person" and amendment of the second sentence to read "Where a right is acquired pursuant to this article for...."	
Article 30(1)(d) – Temporary use of land for carrying out the authorised development	Amended "identified" to "specified"	As recommended by the ExA [PD-016].
Article 30 – Temporary use of land for carrying out the authorised development	Insertion of " relating to the retention and protection of any permanent works which are not removed from the land pursuant to paragraph (4)(b) to (e) " at the end of paragraph (9)(a)	To limit the extent to which the undertaker can acquire new rights or impose restrictive covenants over the temporary possession plots.
Article 33 – Apparatus and rights of statutory undertakers in stopped up streets	Insertion of "statutory" before "utility" in paragraphs (2)(a), (3) and (6)	As recommended by the ExA [PD-016].
Article 36 – Felling or lopping of trees and	Amended to read "(1) Subject to paragraph (3), the undertaker may fell or lop any tree or shrub (except for any tree or shrub in with the exception of ancient	As recommended by the ExA [PD-016].

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
removal or management of hedgerows	<p>woodland) within or overhanging land within the Order limits, or cut back its roots, if it reasonably believes it to be necessary to do so to prevent the tree or shrub—</p> <p>(a) from obstructing or interfering with the construction, maintenance or operation of the authorised development or any apparatus used in connection with the authorised development; or</p> <p>(b) from constituting a danger to persons using the authorised development.</p> <p>(2) The undertaker may, for the purposes of carrying out the authorised development but subject to paragraph (3), remove, cut back or manage any hedgerow within the Order limits and as specified in column (5) of Schedule 8 (hedgerows to be removed or managed) that is required to be removed or managed"</p>	
Article 45 – Disapplication and modification of legislative provisions	Deletion of paragraph (2) relating to the Community Infrastructure Levy Regulations 2010	As recommended by the ExA [PD-016].
Schedule 1 Work No. 38	Changed Hedgerow (HG_80) to Hedgerow (H_23)	To correct an error.
Schedule 2 Requirement 1	Inserted a new definition of "business days"	As recommended by the ExA [PD-016].

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Schedule 2 Requirement 1	Inserted a new definition of "environmental mitigation areas"	As recommended by the ExA [PD-016].
Schedule 2 Requirement 4	Changed "local authority" to "relevant planning authority" in requirement 4(3)(c)(xiv)	As recommended by the ExA [PD-016].
Schedule 2 Requirement 4	Changed "Landscape and Ecology Plan" to "Landscape and Ecology Management Plan" Insert "(xvi) Construction Lighting Plan"	As recommended by the ExA [PD-016].
Schedule 2 Requirement 4	Moved paragraph (4) to paragraph (2) and renumber subsequent paragraphs	As recommended by the ExA [PD-016].
Schedule 2 Requirement 4	Inserted a new requirement 4(7)(c) "(c) provision for the retention of the environmental mitigation areas for the life of the authorised development; and" and renumber (c) (d)	As recommended by the ExA [PD-016].
Schedule 2 Requirement 6	Amended paragraph (2) to read "Where the completed risk assessment determines that remediation of the contaminated land is necessary, work on or under the contaminated land must cease and must not recommence until a written scheme and programme for the remedial measures to be taken to render the land fit for its intended purpose must be has been submitted to and approved in writing by the Secretary of State, following consultation with the relevant planning	As recommended by the ExA [PD-016].

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
	authority on matters related to its function and the Environment Agency"	
Schedule 2 Requirement 7	Amended paragraph (1) to read "In the event that any protected species which were not previously identified in the environmental statement or pre- construction surveys to inform the second iteration EMP are found at any time when carrying out the authorised development, the undertaker must cease the relevant parts of the relevant works and report it immediately to the ECoW"	As recommended by the ExA [PD-016].
Schedule 2 Requirement 7	Deletion of "Details of any consultation undertaken with Natural England and any responses received from Natural England will be provided to the local planning authority" from paragraph (2) and a new paragraph (5) as follows: " Within 5 business days of receiving written approval from the Secretary of State for the written scheme approved under sub-paragraph (2), the undertaker must provide to the relevant planning authority— <ul style="list-style-type: none"> a. the approved written scheme of protection and mitigation measures; and b. any responses provided by Natural England to the consultation undertaken under sub-paragraph (2)" 	As recommended by the ExA [PD-016].
Schedule 2 Requirement 13	In paragraph (1) change 14 days to 15 business days	For consistency.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
Schedule 2 Requirement 14	Inserted a new paragraph (5) "when making an application for consent under sub-paragraph (1), the undertaker must include a letter informing the Secretary of State of the period mentioned in sub-paragraph (2) and the effect of sub- paragraph (3)"	As recommended by the ExA [PD-016].
Schedule 2 Requirement 16	Inserted a comma after "Order"	As recommended by the ExA [PD-016].
Schedule 9 Part 3	Change the heading to "FOR THE PROTECTION OF CADENT GAS LIMITED" instead of "FOR THE PROTECTION OF CADENT GAS LTD AS GAS UNDERTAKER"	Following agreement of the draft protective provisions with Cadent Gas Limited.
Schedule 9 Part 3	Amended the definition of "commence"	Following agreement of the draft protective provisions with Cadent Gas Limited.
Schedule 9 Part 3	Amended the definition of "maintain" and "maintenance"	Following agreement of the draft protective provisions with Cadent Gas Limited.
Schedule 9 Part 3	Amended the definition of "rights"	Following agreement of the draft protective provisions with Cadent Gas Limited.
Schedule 9 Part 3 Paragraph 21(1)	Amended to "Where any street is stopped up under article 15 (<i>permanent stopping up, restriction of use of streets and public rights of way</i>), if Cadent has any apparatus in the street or accessed via that street Cadent is entitled to the same rights in respect of such apparatus as it enjoyed immediately before the stopping up and the undertaker must have the power to grant to Cadent, or procure the granting to Cadent of, rights and	Following agreement of the draft protective provisions with Cadent Gas Limited.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
	legal easements reasonably satisfactory to Cadent in respect of such apparatus and access to it prior to the stopping up of any such street or highway, but nothing in this paragraph shall affect any right of the undertaker or of Cadent to require the removal of that apparatus under paragraph 24 (removal of apparatus)"	
Schedule 9 Part 3 Paragraph 21(2)	Amended to delete reference to "stopping up"	Following agreement of the draft protective provisions with Cadent Gas Limited.
Schedule 9 Part 3 Paragraph 23(1)	Amended to delete "save where such action is for the benefit of Cadent" at the end	Following agreement of the draft protective provisions with Cadent Gas Limited.
Schedule 9 Part 3 Paragraph 23(2)	Amended to "As a condition of agreement between the parties in sub-paragraph (1), prior to the carrying out or maintenance of any part of the authorised development (or in such other timeframe as may be agreed between Cadent and the undertaker) that is subject to the requirements of this Part of this Schedule that will cause any conflict with or breach the terms of any easement or other legal or land interest of Cadent or affect the provisions of any enactment or agreement regulating the relations between Cadent and the undertaker in respect of any apparatus laid or erected in land belonging to or secured by the undertaker, the undertaker must as Cadent reasonably requires enter into such deeds of consent upon such terms and conditions as may be agreed between Cadent and the undertaker acting reasonably and which must be no less favourable on the	Following agreement of the draft protective provisions with Cadent Gas Limited.

Provision	Changes made to the draft Development Consent Order	Explanation of Change:
	whole to Cadent unless otherwise agreed by Cadent, and save where the benefit of the Order has been transferred to Cadent, it will be the responsibility of the undertaker to procure or secure the consent to and entering into of such deeds and variations by all other third parties with an interest in the land at that time who are affected by such authorised development or maintenance thereof."	
Schedule 9 Part 3 Paragraph 23(5)	Amended to delete "evidenced" before "easement"	Following agreement of the draft protective provisions with Cadent Gas Limited.
Schedule 9 Part 3 Paragraph 33	Amended to update the contact details for Cadent	Following agreement of the draft protective provisions with Cadent Gas Limited.
Schedule 10 Certification of Plans and Documents etc.	Updates to revision numbers	To update them to reflect revised documents submitted during the Examination.
Schedule 10 Certification of Plans and Documents etc.	Deleted reference in the table to the Crown land plans.	To reflect the fact that there is no Crown land within the Order limits.