

## Requirements Register

### Register of Requirements within Schedule 2 of the M54/ M6 Link Road Development Consent Order

#### Notes:

1. The Secretary of State for Transport granted development consent for the M54/ M6 Link Road Development Consent Order (DCO) on 21/04/2022. The following are links to useful decision documentation:
  - o Secretary of State for Transport's decision letter and statement of reasons [TR010054-001200-Decision Letter - M54 to M6 Link Road.pdf \(planninginspectorate.gov.uk\)](#).
  - o DCO [The M54 to M6 Link Road Development Consent Order 2022 \(planninginspectorate.gov.uk\)](#) as made by the Secretary of State for Transport. The requirements in the register in this document can be found in Schedule 2 of the DCO on pages 40 to 45 of the DCO and the process for discharging the requirements can be found on pages 45 to 46 of the DCO.
  - o Examining Authority's report and recommendations to the Secretary of State for Transport [TR010054-001198-Recommendation Report.pdf \(planninginspectorate.gov.uk\)](#)
2. The made DCO is Statutory Instrument 2022/475 and can be found on the Legislation.Gov.UK website.
3. Requirements are conditions that have been included in the DCO, which control how the project it consents must be implemented (constructed and maintained). Implementing the DCO in accordance with these conditions involves completing consultation and approval processes that have been defined in the DCO. These processes are referred to here and in the DCO as "discharging" the requirements.
4. This Requirements Register is a live document and will be updated as the process to discharge the requirements progresses. This register will be maintained for three years following completion of the project.
5. To capture all changes made to the Requirements Register, a log is located on Page 2. This will be filled in each time a change is made to the register.
6. How the requirements fall within the responsibility of different tiers of local authority was determined during early meetings with those authorities.
7. The Department for Transport's National Transport Casework Team will act on behalf of the Secretary of State in determining the discharge of requirements.
8. The comments column may, for example, give further information on the meaning of the requirement, links to documents referred to in the requirement and identifies if the requirement is fulfilled or does not require discharge.
9. Where the Requirement Description refers to a document submitted as part of the DCO application and examination process, a link is provided to the document held on the Planning Inspectorate website. Where the Requirement Description refers to a document produced after the DCO has been consented, a link is provided to the document stored by National Highways.
10. Any questions or observations regarding the content can be directed to the Andrew Kelly (Andrew.kelly@nationalhighways.co.uk)

Below is a table of updates which have been made to the Requirements Register

Date	Requirement Register Version Number	Detail of update
10.10.2022	Version 1	First Issue

Requirement No.	Requirement Description	Discharge Document Produced	Statutory Duty Holder to be consulted	Date of Issue to Statutory Duty Holder	Statutory Duty Holder response	Date of Issue to Secretary of State	Secretary of State Approval	Comments
<i>Reference from Development Consent Order</i>	<i>Direct quote from Schedule 2 of the Development Consent Order</i>	<i>All documents produced that are necessary to fulfil/discharge the requirement</i>	<i>Statutory duty holder(s) to be consulted to fulfil/discharge the requirement (e.g. the Local Planning Authority, Local Highway Authority, Natural England, etc.)</i>	<i>Details of when these documents were issued to statutory duty holder(s).</i>	<i>Details of when these documents were returned by the Statutory Duty holder(s)</i>	<i>Details of when these documents were issued to the Secretary of State</i>	<i>Details of when these documents were approved by the Secretary of State, including details of prior consultation of 3<sup>rd</sup> parties by the Secretary of State</i>	<i>Any comments related to the requirements</i>
<b>Time Limits</b>								
2	The authorised development must commence no later than the expiration of 5 years beginning with the date that this Order comes into force	Not Applicable	Not Applicable	Not Applicable	Not Applicable	Not Applicable	Not Applicable	<p>No approvals are required.</p> <p>The authorised development must commence by 21<sup>st</sup> April 2027. It is planned that the authorised development will commence during this period.</p>
<b>Detailed Design</b>								
3(1)	(1) The authorised development must be designed in detail and carried out in accordance with the preliminary scheme design shown on the works plans and engineering drawings and sections unless otherwise	The detailed design for the scheme has been progressed and is nearing completion.	<p>Staffordshire County Council as the Local Highway Authority.</p> <p>South Staffordshire Council as the</p>	TBC	TBC	TBC	TBC	The scheme has been designed in detail in accordance with the preliminary scheme design shown on the works plans and engineering

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	agreed in writing by the Secretary of State following consultation with the relevant planning authority and the relevant local highway authority on matters related to its functions, provided that the Secretary of State is satisfied that any amendments to the works plans and engineering drawings and sections showing departures from the preliminary scheme design would not give rise to any materially new or materially worse adverse environmental effects in comparison with those reported in the environmental statement.		Local Planning Authority.  City of Wolverhampton Council as the Local Planning Authority.					drawings.  Changes to the scheme design will be agreed in writing with the Secretary of State following consultation with the local planning and highway authorities.
3(2)	Where amended details are approved by the Secretary of State under sub-paragraph (1), those details are deemed to be substituted for the corresponding works plans and engineering drawings and sections and the undertaker must make those amended details available in electronic form for inspection by members of the public.	Not Applicable	Not Applicable	Not Applicable	Not Applicable	Not Applicable	Not Applicable	Once approved by the Secretary of State any updated works plans and engineering drawings and sections will be made available on the scheme website for public inspection.

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<b>Construction and handover environmental management plans</b>								
4(1)	No part of the authorised development is to commence until a CEMP, substantially in accordance with the OEMP, for that part has been submitted to and approved in writing by the Secretary of State, following consultation with the relevant planning authority and, to the extent that it relates to a matter relevant to its function, the relevant local highway authority, Natural England and the Environment Agency.	<p>The Construction Environmental Management Plan (CEMP) has been prepared in accordance with the OEMP.</p> <p>The CEMP includes the following management plans:</p> <ul style="list-style-type: none"> <li>• Biosecurity Management Plan</li> <li>• Site Waste Management Plan.</li> <li>• Emergency Preparedness and Response Plan</li> <li>• Archaeology Mitigation Strategy.</li> <li>• Archaeological Management Plan.</li> <li>• Arboricultural Mitigation Strategy.</li> <li>• Fish Rescue and Translocation</li> </ul>	<p>Staffordshire County Council</p> <p>South Staffordshire Council</p> <p>City of Wolverhampton Council</p> <p>Natural England</p>	<p>All of the relevant documents were issued on 25/01/22.</p> <p>All of the relevant documents were issued on 25/01/22.</p> <p>All of the relevant documents were issued on 25/01/22.</p> <p>All of the relevant documents were issued on 25/01/22.</p>	<p>Staffordshire County Council and South Staffordshire Council provided a combined response to the consultation. The consultation comments related to biodiversity, traffic management and archaeology.</p> <p>The City of Wolverhampton Council provided a response outlining that the authority had no comments on the consultation documents.</p> <p>Natural England's consultation comments were taken into account and where appropriate the CEMP, Landscape Environmental Management Plan and Soil Management Plan documents were</p>	An application for the discharge of Requirement 4, parts (1) (2) and (3) was submitted to the Secretary of State on the 29/07/22	The Secretary of State approved the CEMP under Requirement 4, parts (1) (2) and (3) on 09/08/22	

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			Emergency Services	25/01/22. All of the relevant documents were issued on 25/01/22.	No response was received from this consultee.			
			Health and Safety Executive	All of the relevant documents were issued on 25/01/22.	No response was received from this consultee.			
			Public Transport Operators	All of the relevant documents were issued on 25/01/22.	No response was received from this consultee.			
4(2)	The CEMP must be written in accordance with ISO14001 and must— (a) reflect the mitigation measures set out in the REAC; (b) contain a record of all sensitive environmental features that have the potential to be affected by the construction of the proposed development; (c) require adherence to working hours of 07:00–19:00 Mondays to Fridays and 08:00–16:00 on Saturday with no working	See requirement 4(1) above	Not Applicable	Not Applicable	Not Applicable	Not Applicable	Not Applicable	

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	<p>on Sundays and bank or public holidays except for—</p> <p>i) 24 hours a day 7 days a week working to carry out the works at the M54 Junction 1 for a period of up to 3 weeks whilst the motorway is closed;</p> <p>(ii) deliveries, movements to work, maintenance and general preparation works but not including running plant and machinery for a period of one hour either side of the above times;</p> <p>(iii) night-time closures for road crossings and final surfacing tie-ins, and bridge demolition and installation;</p> <p>(iv) any oversize deliveries or deliveries where daytime working would be excessively disruptive to normal traffic operation;</p> <p>(v) junction works;</p> <p>(vi) repair or maintenance of construction equipment;</p>							

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	<p>(vii) removal of overhead power lines;</p> <p>(viii) overnight traffic management measures;</p> <p>(ix) works associated with traffic management and signal changes;</p> <p>(x) cases of emergency; and</p> <p>(xi) as otherwise agreed by the local authority in advance;</p> <p>(d) include the following management plans—</p> <p>(i) Biosecurity Management Plan;</p> <p>(ii) Site Waste Management Plan;</p> <p>(iii) Emergency Preparedness and Response Plan;</p> <p>(iv) Archaeological Management Plan;</p> <p>(v) Archaeological Mitigation Strategy;</p> <p>(vi) Arboricultural Mitigation Strategy;</p> <p>(vii) Fire Rescue and Translocation Strategy;</p> <p>(viii) Landscape and Ecology Management Plan;</p>							



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	(ix) Noise and Vibration Management Plan; (x) Soil Management Strategy (including a Soil Management Plan and Soil Handling Strategy); (xi) Materials Management Plan; (xii) Asbestos Management Plan; (xiii) Water Management Plan; (xiv) Traffic Management Plan (including a Site Access Plan, Site Travel Plan and Construction Workforce Travel Plan).							
4(3)	The construction of the authorised development must be carried out in accordance with the approved CEMP.	See requirement 4(1) above	Not Applicable	Not Applicable	Not Applicable	Not Applicable	Not Applicable	
4(4)	A HEMP must be developed and completed by the end of the construction, commissioning and handover stage of the authorised development, in accordance with the process set out in the approved CEMP.	TBC	TBC	TBC	TBC	TBC	TBC	Requirement 4 Parts (4) (5) and (6) necessitate the preparation of a Handover Environmental Management Plan (HEMP) which will be prepared as the end of construction nears.

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4(5)	<p>The HEMP must address the matters set out in the approved CEMP that are relevant to the operation and maintenance of the authorised development, and must contain—</p> <p>(a) the environmental information needed for the future maintenance and operation of the authorised development;</p> <p>(b) the long-term commitments to aftercare, monitoring and maintenance activities relating to the environmental features and mitigation measures that will be required to ensure the continued long-term effectiveness of the environmental mitigation measures and the prevention of unexpected environmental impacts during the operation of the authorised development; and</p> <p>(c) a record of the consents, commitments and permissions resulting</p>	TBC	TBC	TBC	TBC	TBC	TBC	See comment in 4(4)

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	from liaison with statutory bodies.							
4(6)	The authorised development must be operated and maintained in accordance with the HEMP.	TBC	TBC	TBC	TBC	TBC	TBC	See comment in 4(4)
<b>Landscaping</b>								
5(1)	The authorised development must be landscaped in accordance with a landscaping scheme which sets out details of all proposed hard and soft landscaping works and which has been submitted to and approved in writing by the Secretary of State, following consultation with the relevant planning authority on matters related to its function.	<p>The landscaping scheme has been prepared and is shown on the scheme 'Detailed Environmental Master Plan' drawing comprising 6 sheets.</p> <p>It is anticipated that the following documents will be submitted for consultation:</p> <ul style="list-style-type: none"> <li>Detailed Environmental Master Plan,</li> <li>Landscape Environmental Management Plan (LEMP),</li> <li>Arboriculture Impact Assessment (AIA) and associated Tree Protection</li> </ul>	<p>The documents will be provided to the following Councils:</p> <ul style="list-style-type: none"> <li>Staffordshire County Council,</li> <li>South Staffordshire Council</li> <li>City of Wolverhampton Council</li> </ul>	TBC	Not yet available	Not yet available	Not yet available	

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		Plans.						
5(2)	The landscaping scheme must reflect the mitigation measures set out in the REAC and must be based on the illustrative environmental masterplan annexed to the environmental statement (application document 6.2).	Please see commentary in 5 (1) above.	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	<p>The landscaping scheme included in the Detailed Environmental Master Plan reflects the mitigation measures set out in the REAC and is based on the illustrative environmental masterplan annexed to the environmental statement.</p> <p>No approval is necessary for this part of Requirement 5.</p> <p>Requirement 5(1). 5(2) and 5(3) would be discharged in parallel.</p>
5(3)	<p>The landscaping scheme prepared under sub-paragraph (1) must include details of—</p> <p>(a) location, number, species mix, size and planting density of any proposed planting;</p> <p>(b) cultivation, importing of materials and other</p>	<p>Location details for a) are provided in the Detailed Environmental Masterplan</p> <p>Other details</p>	<p>The documents will be provided to the following Councils:</p> <ul style="list-style-type: none"> <li>Staffordshire County Council,</li> <li>South Staffordshire Council</li> <li>City of Wolverhampton</li> </ul>	TBC	Not yet available	Not yet available	Not yet available	<p>Requirement 5(1). 5(2) and 5(3) would be discharged in parallel.</p>

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	operations to ensure plant establishment; (c) existing trees to be retained, with measures for their protection during the construction period; (d) proposed finished ground levels; and (e) implementation timetables for all landscaping works.	<p>required by a) are provided in Appendix A to the LEMP.</p> <p>Details required by b) are included in the LEMP.</p> <p>Details required by c) are included in the AIA and associated tree protection plans.</p> <p>Details required for d) are provided on the landscape masterplan.</p> <p>Details required for e) are being prepared at this time.</p> <p>The LEMP provides details for maintenance for 5 years following construction</p>	Council					
5(4)	All landscaping works must be carried out to a reasonable standard in accordance with the relevant recommendations of appropriate British Standards or other	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	<p>Noted.</p> <p>No submissions or approvals are required.</p>

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	recognised codes of good practice.							
5(5)	Any tree or shrub planted as part of the landscaping scheme that, within a period of 5 years after planting, is removed, dies or becomes in the opinion of the relevant planning authority, seriously damaged or diseased, must be replaced in the first available planting season with a specimen of the same species and size as that originally planted, unless the Secretary of State, following consultation with the relevant planning authority on matters related to its function, gives consent to a variation.	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Noted. this will be carried out as part of the 5 year landscape maintenance period.
<b>Contaminated land and groundwater</b>								
6(1)	In the event that contaminated land, including groundwater, is found at any time when carrying out the authorised development which was not previously identified in the environmental statement, it must be reported as soon as reasonably practicable to the	Not applicable at this time	Not applicable at this time	Not applicable at this time	Not applicable at this time	Not applicable at this time	Not applicable at this time	<p>A land quality site investigation has been undertaken to determine whether contaminated land is present within the scheme boundary.</p> <p>It is not necessary to submit information for</p>

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	Secretary of State, the relevant planning authority and the Environment Agency, and the undertaker must complete a risk assessment of the contamination in consultation with the relevant planning authority and the Environment Agency.							consultation or approval for this Requirement at this time or until previously unknown contamination is found to be present.
6(2)	Where the undertaker determines that remediation of the contaminated land is necessary, a written scheme and programme for the remedial measures to be taken to render the land fit for its intended purpose must be submitted to and approved in writing by the Secretary of State, following consultation with the relevant planning authority on matters related to its function and the Environment Agency.	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	It is not necessary to submit information for consultation or approval at this time
6(3)	Remediation must be carried out in accordance with the approved scheme and programme.	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable at this time.
Protected species								

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7(1)	No part of the authorised development is to commence until for that part final pre-construction survey work has been carried out to establish whether European or nationally protected species are present on any of the land affected or likely to be affected by any part of the relevant works, or in any of the trees and shrubs to be lopped or felled as part of the relevant works.	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	<p>Ecology surveys were carried out during the scheme preliminary design stage which identified the presence of Bats and Badgers in the scheme boundary and Great Crested Newts present in the surrounding area.</p> <p>Pre commencement surveys were carried out for Bats, Badgers and Great Crested Newts during the survey season for each species in 2021 and 2022. The findings of the surveys are recorded in survey reports.</p> <p>It is not necessary to submit the findings of the surveys for the approval of this Requirement.</p> <p>The survey results have been used in discussions with</p>



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								Natural England and to inform applications made to Natural England for the necessary licences for these species.
7(2)	<p>Following pre-construction survey work or at any time when carrying out the authorised development, where—</p> <p>(a) a protected species is shown to be present, or where there is a reasonable likelihood of it being present;</p> <p>(b) application of the relevant assessment methods used in the environmental statement show that a significant effect is likely to occur which was not previously identified in the environmental statement; and</p> <p>(c) that effect is not addressed by any prior approved scheme of protection and mitigation established in accordance with this paragraph,</p>	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Noted. It is not necessary to implement the procedure in this part of Requirement 7 at this time.

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	the relevant parts of the relevant works must cease until a scheme of protection and mitigation measures has been submitted to and approved in writing by the Secretary of State.							
7(3)	The undertaker must consult with Natural England on the scheme referred to in sub-paragraph (2) prior to submission to the Secretary of State for approval, except where a suitably qualified and experienced ecologist, holding where relevant and appropriate a licence relating to the species in question, determines that the relevant works do not require a protected species licence.	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Noted.
7(4)	The relevant works under sub-paragraph (2) must be carried out in accordance with the approved scheme, unless otherwise agreed by the Secretary of State after consultation with Natural England, and under any necessary licences.	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Noted.
Surface and foul water drainage								

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8(1)	No part of the authorised development is to commence until for that part written details of the surface and foul water drainage system, reflecting the mitigation measures set out in the REAC including means of pollution control, have been submitted and approved in writing by the Secretary of State following consultation with the relevant lead local flood authority and the Environment Agency on matters related to their functions.	Design documents for surface and foul water drainage features is being undertaken and is nearing completion.	Environment Agency and Lead Local Flood Authority	TBC	TBC	TBC	TBC	Consultation with the Environment Agency has taken place. Further consultation will take place as necessary. Contact has been made with the LLFA in preparation for future consultation.
8(2)	The surface and foul water drainage system must be constructed in accordance with the approved details, unless otherwise agreed in writing by the Secretary of State following consultation with the relevant lead local flood authority and the Environment Agency on matters related to their functions, provided that the Secretary of State is satisfied that any amendments to the approved details would	N/A	N/A	N/A	N/A	N/A	N/A	Noted.

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	not give rise to any materially new or materially worse adverse environmental effects in comparison with those reported in the environmental statement.							
<b>Archaeological remains</b>								
9(1)	Any archaeological remains not previously identified which are revealed when carrying out the authorised development must be retained in situ and reported by way of a notice to the relevant planning authority as soon as reasonably practicable from the date they are identified.	N/A	N/A	N/A	N/A	N/A	N/A	<p>An archaeological site investigation was carried out during the preliminary design stage. No finds were encountered.</p> <p>This requirement will be adhered to during the construction of the scheme. It is not necessary to undertake consultation or submit further information at this time.</p>
9(2)	No construction operations are to take place within 10 metres of the remains referred to in sub-paragraph (1) for a period of 14 days from the date of any notice served under sub-paragraph unless otherwise agreed	N/A	N/A	N/A	N/A	N/A	N/A	

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	in writing by the relevant planning authority.							
9(3)	If the relevant planning authority determines in writing that the archaeological remains require further investigation, no construction operations are to take place within 10 metres of the remains until provision has been made for the further investigation and recording of the remains in accordance with details to be submitted in writing to, and approved in writing by, the relevant planning authority.	N/A	N/A	N/A	N/A	N/A	N/A	
<b>Fencing</b>								
10(1)	Any permanent and temporary fencing and other means of enclosure for the authorised development must be constructed and installed in accordance with the OEMP except where any departures from the OEMP are agreed in writing by the Secretary of State in connection with the authorised development.	N/A	N/A	N/A	N/A	N/A	N/A	This requirement will be adhered to during the construction of the scheme. It is not necessary to undertake consultation or submit further information at this time.

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<b>Signage to Saredon Filling Station</b>								
11	<p>No part of the authorised development constituting Work No. 36 is to commence unless the undertaker has first consulted with the local highway authority and the proprietors of the Saredon Filling Station regarding a scheme for the signage regarding that Work.</p> <p>The written details regarding Work No. 36 must be submitted and approved in writing by the Secretary of State and must include provision of directional signage to the Saredon Filling Station and the approved signage must be installed in full in accordance with the approved details before the new M6 Junction 11 circulatory carriageway is open for traffic.</p>	Details and documents to be prepared during the early stages of the construction phase for consultation and submission to the Secretary of State	<p>Staffordshire County Council as Local Highway Authority.</p> <p>Proprietors of the Saredon Filling Station.</p>	TBC	TBC	TBC	TBC	Signage strategy has been developed for consultation to commence.
<b>Weight Restriction Warning Signs</b>								
12	Before the authorised development is open for traffic, two warning signs, of the type shown in diagram 818.4 (S12-28-	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Signage strategy has been updated to incorporate this requirement . No approvals are

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	22) as shown in Figure 5-3 of Chapter 3 of the Traffic Signs Manual (Regulatory Signs 2019 Edition) (or any equivalent sign in a subsequent edition) must be installed at the junction of Cannock Road with the Featherston Junction west roundabout and at the junction of Cannock Road with the new M6 Junction 11 circulatory carriageway indicating warning of the weight restriction imposed by article 11(9) (classification of roads etc.) and those signs are to be maintained by the undertaker unless otherwise agreed in writing between the parties.							required.
<b>Details of consultation</b>								
13(1)	With respect to any requirement which requires details to be submitted to the Secretary of State for approval under this Schedule following consultation with another party, the undertaker must provide that other	Not applicable  Details of the documents to be prepared and submitted are presented above for each requirement.	Not applicable  Details of consultees are presented above for each requirement.	Not applicable  Issue dates are presented above for each requirement.	Not applicable  Responses are presented above for each requirement where consultation has taken place.	Not applicable  Issue dates are presented above for each requirement.	Not applicable  Approval dates are presented above for each requirement.	Noted.  Where required consultation will be undertaken in accordance with requirement 13 prior to the submission of an application for the

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	party with not less than 14 days for any response to the consultation and 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 and the undertaker's response to that consultation.							<p>discharge of a requirement.</p> <p>Details of the consultation will be provided in a report with each application to discharge a requirement.</p> <p>Details are presented above for each requirement.</p>
13(2)	At the time of submission to the Secretary of State for approval, the undertaker must provide a copy of the summary report referred to under sub-paragraph (1) to the relevant consultees referred to in the requirement in relation to which approval is being sought from the Secretary of State.	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	<p>Noted.</p> <p>Where a submission is made to the Secretary of State for approval of a requirement a copy of the summary report will be provided to the relevant consultees.</p>
13(3)	The undertaker must ensure that any consultation responses are reflected in the details submitted to the Secretary of State for approval under this	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	<p>Noted.</p> <p>For the discharge of each requirement, the consultation responses will be</p>



Requirement No.	Requirement Description	Discharge Document Produced	Statutory Duty Holder to be consulted	Date of Issue to Statutory Duty Holder	Statutory Duty Holder response	Date of Issue to Secretary of State	Secretary of State Approval	Comments
	Schedule, but only where it is appropriate, reasonable, and feasible to do so, taking into account considerations including, but not limited to, cost and engineering practicality.							recorded and reflected in the details submitted to the Secretary of State where appropriate, reasonable and feasible to do so.
13(4)	Where the consultation responses are not reflected in the details submitted to the Secretary of State for approval, the undertaker must state in the summary report referred to under sub-paragraph (1) the reasons why the consultation responses have not been reflected in the submitted details.	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Noted.  The consultation responses will be recorded and where they are not reflected in the details submitted to the Secretary of State for approval the reasons why will be stated in the record submitted as part of the discharge of the requirement.