

to Mersey Docks and Harbour Company Ltd  
Maritime Centre  
Port of Liverpool  
L21 1LA

date 14 September 2015

15 CCASS

your ref Mr Warren Marshal.  
my ref CJH/CG  
service Legal and Member Services  
tel 0151 691 8569 Please ask for Surjit Tour  
fax 0151 691 8482  
email [surjittour@wirral.gov.uk](mailto:surjittour@wirral.gov.uk)

Dear Sirs

## **CONSENT LETTER – REPLACEMENT OF THE ‘A’ BRIDGE BIRKENHEAD DOCKS**

We refer to:

- 1) The Dedication Agreement dated 16 December 1987 made between Mersey Docks and Harbour Company and Wirral Borough Council; and
- 2) The Agreement in connection with future operation arrangements relating to Poulton Bridge, Duke Street Bridge and ‘A’ Bridge and Approach Roads at Birkenhead Merseyside dated 16 December 1987 made between Metropolitan Borough of Wirral and Mersey Docks and Harbour Company (the “**Operations Agreement**”);

(together the “**Agreements**”).

### **1. Interpretation**

Terms used but not otherwise defined in this letter shall have the same meaning as in the Agreements.

### **2. Background**

Wirral Metropolitan Borough Council (the “**Council**”) has applied for funds from the Local Highway Maintenance Challenge Fund provided by the Department for Transport to replace the A Bridge.

### 3. Consent

Pursuant to the Operations Agreement and section 333 of the Public Health Act 1936, the Council require The Mersey Docks and Harbour Company Limited's ("MDHC") written consent to replace the A Bridge.

By signing this letter, MDHC consent in principle to the Council replacing the A Bridge on terms to be agreed and subject to that agreement the parties agree that they will enter into a deed of variation of the Agreements to regulate the carrying out of such works and to provide for future maintenance and operations.

Yours faithfully

*CJB Hayes*  
.....  
[AUTHORISED SIGNATORY]  
For and on behalf of Wirral Metropolitan Borough Council

Date *14 September 2015* .....

We acknowledge and confirm our agreement to the terms of this letter of which this is a copy.

Signed *Annison Gili* .....

AUTHORISED SIGNATORY]  
For and on behalf of The Mersey Docks and Harbour Company Limited

Date *16th September 2015* .....