

A38 Derby Junctions TR010022

5.2 Annex I: S42 Letters and Enclosures with Date

Regulation 5(2)(q)

Planning Act 2008

Infrastructure Planning (Applications: Prescribed
Forms and Procedure) Regulations 2009

Infrastructure Planning

Planning Act 2008

The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009

A38 Derby Junctions

Development Consent Order 202 []

5.2 Consultation Report Annex I

S42 Letters and Enclosures with Date

Regulation Number	Regulation 5(2)(q)
Planning Inspectorate Scheme Reference	TR010022
Application Document Reference	5.2 Consultation Report Annex I
Author	A38 Derby Junctions Project Team, Highways England

Version	Date	Status of Version
1	April 2019	DCO Application

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Our ref:
TR010022/S42(1)(d)Cat1&2/September2018

A38 Derby Junctions Project
Highways England, Floor 5
Two Colmore Square
38 Colmore Circus
Birmingham
B4 6BN

Recipients address

6 September 2018

Dear **NAME**

A38 Derby Junctions Project
Statutory consultation from Friday 7 September to Thursday 18 October 2018
Planning Act 2008 Section 42 (1)(d) and 44: Duty to consult on a proposed application

I am writing to you regarding Highways England's proposed **A38 Derby Junctions Project**. As part of this scheme we are proposing to:

- Lower the A38 to pass underneath the modified Kingsway and Markeaton junctions;
- Widen the A38 to three lanes in each direction between the Kingsway and Kedleston Road junctions;
- Build two new bridges to carry the A38 traffic over the modified roundabout at Little Eaton junction.

As you may be aware, Highways England has been developing and refining the plans for the A38 Derby junctions scheme since 2014. During this time, we have sought the opinions of relevant organisations, landowners and the public, including through the previous public consultation carried out in early 2015. You may have provided comments to us during this period.

Under the Planning Act (2008) and the Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009, Highways England is required to undertake consultation with those that have an interest in the land affected by the application for a Development Consent Order (DCO) for the A38 Derby junctions scheme. We are writing to you because we believe that you are:

- An owner, lessee, tenant or occupier of land or property affected by the proposed scheme; or
- You have an interest in the land; or have power to sell and convey the land, or to release the land.

The enclosed plan(s) detail where your land or property is situated in relation to the proposed scheme.

To enable construction and ongoing operation of the scheme, we may need to seek legal powers to compulsorily acquire your land, or rights over land. We may also need to take temporary possession of your land. As part of our ongoing engagement with those affected by

our scheme we have previously contacted you regarding the proposals, if this is not the case it may be because we have only recently identified your legal interest in the land.

In order to obtain powers of compulsory acquisition and to gain planning consent to build the scheme we are required to make an application for a Development Consent Order (DCO). The application will be made to the Planning Inspectorate (PINS), who will examine the application and make a recommendation to the Secretary of State for Transport, who will ultimately decide whether the application is granted permission and whether we are able to use compulsory acquisition powers. We intend to make our application in Spring 2019.

This statutory pre-application consultation period will take place **from Friday 7 September to Thursday 18 October 2018**. It is the final stage of consultation prior to submitting the application to the Planning Inspectorates (PINS) who will examine the application on behalf of the Secretary of State of Transport in order to obtain permission to construct and operate the scheme.

We would like to use this consultation to understand the potential impacts that the scheme may have on your land or interest. We would also like to work with you to reduce any impacts as far as possible and we can do that more effectively if we fully understand how you use the land and how our scheme will affect that use. You may also wish to consider whether your interests in any surrounding land not acquired by the scheme will be affected. Please use the contact details below to give us your comments.

Please note that whilst you will be entitled to compensation if your land or interests are acquired, or if temporary possession is taken, this is not a matter upon which you can comment in this consultation. The amount of compensation due will be a matter to be determined at the time that land/rights are taken by Highways England and any disputes will be determined by the Lands Tribunal (Upper Chamber) and not by PINS. We are also interested in understanding whether we have captured the correct information about everyone who has an interest in land. It therefore would be very helpful if you either could confirm our Land Interest Plan(s) are accurate and complete, or update us on anything we have missed. Your feedback on the proposals is very important to us and while you may have already had some contact with us regarding the project, we encourage you to provide formal comments through the consultation process. Your response will be considered by Highways England in advance of submission of the DCO application.

As the project requires an Environmental Impact Assessment (EIA) development as defined by the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (the EIA Regulations) we have prepared, and provided, a Preliminary Environmental Information (PEI) Report to help you understand the likely effects of our proposals.

The deadline for all responses to consultation is 11.59pm on Thursday 18 October 2018

To view the full suite of consultation documents listed below, please visit the project website at www.highwaysengland.co.uk/A38-Derby-Junctions from **Friday 7 September**. These are provided to help you understand the proposals and share your views with us:

- The consultation brochure;
- The consultation response form;

- A copy of the Preliminary Environmental Information Report (PEIR) accompanied by a non-technical summary of the PEIR
- Proposed layout drawings for each of the junctions
- Copies of public consultation event exhibition stands
- A 3D video visualisation of the scheme.

As you have an interest in the affected land, we are enclosing the following documents in hard copy to help you understand our proposals and share your views with us:

- Consultation brochure
- Consultation response form
- Land Interest Plan(s) - A plan showing what land in the area of the proposed scheme we believe you have an interest in, including that lying outside but adjacent to the red line boundary
- A plan showing the extents of proposed scheme, which is called the “red line boundary plan”
- Land Interest Schedule.

Please could you advise if there are any errors or changes required to the enclosed land interest plan and schedule.

Highways England has produced the following guidance in relation to compulsory acquisition and compensation which can be viewed via the project website:

www.highwaysengland.co.uk/A38-Derby-Junctions.

- Your property and Highways England road proposals
- Your property and discretionary purchase
- Your property and compulsory purchase
- Your property and blight

During the consultation period a series of public consultation events will be held where you can speak with the project team, these are listed below and detailed in the enclosed consultation brochure. Copies of consultation documents will be made available at the deposit locations as listed in the enclosed consultation brochure. This information can also be found online from Friday 7 September 2018 at www.highwaysengland.co.uk/A38-Derby-Junctions.

As a person with legal interest in affected land, we would also like to invite you to meet with our project team for further discussion at one of the consultation events. Please let us know if you would like to discuss any specific issues.

To arrange an appointment with the team or if none of these events are suitable, please contact us as detailed at the bottom of this letter.

Location:	Date:	Time:
University of Derby Enterprise Centre	Friday 7 th September	2pm – 8pm
University of Derby Enterprise Centre	Saturday 8 th September	10am – 4pm

Breadsall Priory	Wednesday 12 th September	12 Noon – 8pm
Haslams Derby RFC	Thursday 13 th September	12 Noon – 8pm
Breadsall Memorial Hall	Saturday 15 th September	2:30pm – 8pm
Allestree Memorial Hall	Tuesday 18 th September	10am – 1pm and 3:30pm – 7pm
Little Eaton Village Hall	Wednesday 19 th September	3:30pm – 8pm
Brackensdale Primary School	Saturday 22 nd September	10am – 4pm

The consultation brochure includes details for how you can comment on our proposals. Any responses to this consultation in respect of the scheme should be sent to the following:

- **Online:** by following the links to our dedicated consultation web page from our scheme page, www.highwaysengland.co.uk/A38-Derby-Junctions
- **By email:** A38derbyjunctions@highwaysengland.co.uk
- **In writing by posting responses to: FREEPOST A38 DERBY JUNCTIONS**

To allow us time to collect and assess all responses to this consultation before finalising our application, please ensure your response reaches us by 11.59pm on **Thursday 18 October 2018.**

Further information about the 2008 Act process and Development Consent Orders can be found on the Planning Inspectorate's National Infrastructure Planning website:

<https://infrastructure.planninginspectorate.gov.uk/>

Should you have any queries about this correspondence, the proposals or the consultation, please do not hesitate to contact me using the details provided below.

Yours sincerely,



Paul Nagra

Project Manager for A38 Derby Junctions Scheme

Email: A38derbyjunctions@highwaysengland.co.uk

Tel: 0300 123 5000

Enc

- Consultation brochure
- Consultation response form
- Land Interest Plan
- Red Line Boundary Plan
- Land Interest Schedule

Our ref: **TR010022/S42(1)(d)Cat1&2/October 2018**

A38 Derby Junctions Project
Highways England, Floor 5
Two Colmore Square
38 Colmore Circus
Birmingham
B4 6BN

Recipients address

16th October 2018

Dear **NAME**

A38 Derby Junctions Project
Statutory consultation - Extension to consultation period Monday 15th October to
Monday the 19th November 2018
Planning Act 2008 Section 42 (1) (d) and 44: Duty to consult on a proposed
application

I am writing to you regarding Highways England's proposed **A38 Derby Junctions Project**. As part of this scheme we are proposing to:

- Lower the A38 to pass underneath the modified Kingsway and Markeaton junctions;
- Widen the A38 to three lanes in each direction between the Kingsway and Kedleston Road junctions;
- Build two new bridges to carry the A38 traffic over the modified roundabout at Little Eaton junction.

We are now writing to you because we believe that you are:

- An owner, lessee, tenant or occupier of land or property affected by the proposed scheme; or
- You have an interest in the land; or have power to sell and convey the land, or to release the land.
- The enclosed plan(s) detail where your land or property is situated in relation to the proposed scheme.

Highways England have previously issued letters to those who have an interest in land affected by the scheme in September of this year, but following further enquiries, we have now identified additional individuals that need to be consulted. This letter is therefore a letter to newly identified parties.

Please note that Highway England's overall statutory consultation as widely publicised will remain as being between **Friday 7 September and Thursday 18 October 2018**. As a recipient of this letter, however, if you wish to comment on the proposals you have additional time to do so. If you do wish to comment, please respond within the timescales as specified in the title of this letter or at the end of this letter.

As you may be aware, Highways England has been developing and refining the plans for the A38 Derby junctions scheme since 2014. During this time, we have sought the opinions of relevant organisations, landowners and the public, including through the previous public consultation carried out in early 2015. You may have provided comments to us during this period.

To enable construction and ongoing operation of the scheme, we may need to seek legal powers to compulsorily acquire your land, or rights over land. We may also need to take temporary possession of your land. As part of our ongoing engagement with those affected by our scheme we have previously contacted you regarding the proposals, if this is not the case it may be because we have only recently identified your legal interest in the land.

In order to obtain powers of compulsory acquisition and to gain planning consent to build the scheme we are required to make an application for a Development Consent Order (DCO). The application will be made to the Planning Inspectorate ('the Inspectorate'), who will examine the application and make a recommendation to the Secretary of State for Transport, who will ultimately decide whether the application is granted permission and whether we are able to use compulsory acquisition powers. We intend to make our application in Spring 2019.

Before submitting our application, we must consult people that have a legal interest in the land that will be compulsorily acquired by the scheme. This letter is notice of Highways England's **extension to statutory consultation from Tuesday the 16 October to Tuesday the 20 November 2018.**

We would like to use this consultation to understand the potential impacts that the scheme may have on your land or interest. We would also like to work with you to reduce any impacts as far as possible and we can do that more effectively if we fully understand how you use the land and how our scheme will affect that use. You may also wish to consider whether your interests in any surrounding land not acquired by the scheme will be affected. Please use the contact details below to give us your comments.

Please note that whilst you will be entitled to compensation if your land or interests are acquired, or if temporary possession is taken, this is not a matter upon which you can comment in this consultation. The amount of compensation due will be a matter to be determined at the time that land/rights are taken by Highways England and any disputes will be determined by the Lands Tribunal (Upper Chamber) and not by the Inspectorate. We are also interested in understanding whether we have captured the correct information about everyone who has an interest in land. It therefore would be very helpful if you either could confirm our Land Interest Plan(s) are accurate and complete, or update us on anything we have missed. Your feedback on the proposals is very important to us and while you may have already had some contact with us regarding the project, we encourage you to provide formal comments through the consultation process. Your response will be considered by Highways England in advance of submission of the DCO application.

As the project is Environmental Impact Assessment (EIA) development as defined by the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (the EIA Regulations) we have prepared, and provided, a Preliminary Environmental Information (PEI) Report to help you understand the likely effects of our proposals.

To view the full suite of consultation documents listed below, please visit the project website at www.highwaysengland.co.uk/A38-Derby-Junctions until Tuesday the 20 November. These are provided to help you understand the proposals and share your views with us:

- The consultation brochure;
- The consultation response form;
- The Preliminary Environmental Information Report (PEIR) accompanied by a non-technical summary of the PEIR
- Proposed layout drawings for each of the junctions
- Copies of public consultation event exhibition stands
- A 3D video visualisation of the scheme.

As you have an interest in the affected land, we are enclosing the following documents in hard copy to help you understand our proposals and share your views with us:

- Consultation brochure
- Consultation response form
- Land Interest Plan(s) - A plan showing what land in the area of the proposed scheme we believe you have an interest in, including that lying outside but adjacent to the red line boundary
- A plan showing the extents of proposed scheme, which is called the “red line boundary plan”
- Land Interest Schedule.

Please could you advise if there are any errors or changes required to the enclosed land interest plan and schedule.

Highways England has produced the following guidance in relation to compulsory acquisition and compensation which can be viewed via the project website:

www.highwaysengland.co.uk/A38-Derby-Junctions.

- Your property and Highways England road proposals
- Your property and discretionary purchase
- Your property and compulsory purchase
- Your property and blight

If you wish to arrange an appointment to discuss any concerns, please contact us as detailed at the bottom of this letter.

The consultation brochure includes details for how you can comment on our proposals. Any responses to this consultation in respect of the scheme should be sent to the following:

- **Online:** by following the links to our dedicated consultation web page from our scheme page, www.highwaysengland.co.uk/A38-Derby-Junctions
- **By email:** A38derbyjunctions@highwaysengland.co.uk
- **In writing by posting responses to: FREEPOST A38 DERBY JUNCTIONS**

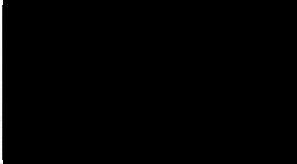
To allow us time to collect and assess all responses to this consultation before finalising our application, please ensure your response reaches us by 11.59pm on Tuesday the 20th November 2018.

Further information about the 2008 Act process and Development Consent Orders can be found on the Planning Inspectorate's National Infrastructure Planning website:

<https://infrastructure.planninginspectorate.gov.uk/>

Should you have any queries about this correspondence, the proposals or the consultation, please do not hesitate to contact me using the details provided below.

Yours sincerely,



Paul Nagra

Project Manager for A38 Derby Junctions Scheme

Email: A38derbyjunctions@highwaysengland.co.uk

Tel: 0300 123 5000

Enc

- Consultation brochure
- Consultation response form
- Land Interest Plan
- Red Line Boundary Plan
- Land Interest Schedule

Our ref: TR010022/S42(1)(a)/September
2018

Recipients address

**Highways England
Regional Investment Programme
(RIP) Midlands
A38 Derby Junctions Project
Highways England, Floor 5
2 Colmore Square
38 Colmore Circus
Birmingham
B4 6BN**

Dear **NAME**

6 September 2018

A38 Derby junctions

Statutory consultation from Friday 7 September to Thursday 18 October 2018

Planning Act 2008 Section 42: Duty to consult on a proposed application

I am writing to you regarding Highways England's proposed **A38 Derby junctions** project. As part of this scheme we are proposing to:

- Lower the A38 to pass underneath the modified Kingsway and Markeaton junctions;
- Widen the A38 to three lanes in each direction between the Kingsway and Kedleston Road junctions;
- Build two new bridges to carry the A38 traffic over the modified roundabout at Little Eaton junction.

The proposed scheme is identified as a Nationally Significant Infrastructure Project (NSIP) under the Planning Act 2008 (as amended) (the 2008 Act). This means we are required to make an application for a Development Consent Order (DCO) to get the consent we need to build the scheme. This application will be made to the Planning Inspectorate (PINS) who will examine the application on behalf of the Secretary of State in order to obtain permission to construct and operate the scheme. We intend to make our application for a DCO in the **spring of 2019**.

During the pre-application process, we must consult with a variety of persons and organisations about our proposed application in accordance with the requirements of the 2008 Act. You have been identified as a prescribed consultee for the purposes of Section 42(1)(a) of the 2008 Act and Regulation 3 of the Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (as amended).

This letter is notice of Highways England's **statutory consultation from Friday 7 September to Thursday 18 October 2018**.

This statutory consultation is an opportunity for you to share your views on our proposals. We strongly encourage you to provide your views to us now through this statutory consultation. This will enable us to take your views into account in developing and refining our proposals in advance of submitting to PINS. There will be limited opportunity to influence the proposals once the application has gone to PINS, so now is the best time to have your say on the scheme.

As the project is Environmental Impact Assessment (EIA) development as defined by the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (the EIA Regulations) we have prepared, and provided, a Preliminary Environmental Information (PEI) Report to help you understand the likely effects of our proposals.

To view full suite of consultation documents listed below, please visit the project website at www.highwaysengland.co.uk/A38-Derby-Junctions from **Friday 7 September**. These are provided to help you understand the proposals and share your views with us:

- The consultation brochure;
- The consultation response form;
- A copy of the Preliminary Environmental Information (PEI) Report accompanied by a non-technical summary of it
- Proposed layout drawings for each of the junctions
- Copies of public consultation event exhibition stands
- 3D video visualisation of the scheme.

A copy of the Section 48 Notice is enclosed which provides formal notification of the application (in accordance with Regulation 13 of the EIA Regulations).

During the consultation period a series of public consultation events will be held where you can speak with the Project Team, these are detailed in the consultation brochure. Hard copies of consultation documents will be made available at the deposit locations as listed in the enclosed Section 48 Notice. This information can also be found online from **Friday 7 September 2018** at the project website

The consultation brochure details how you can comment on our proposals. Any responses to this consultation in respect of the scheme should be sent to the following:

- **Online:** by following the links to our dedicated consultation web page from our scheme page, www.highwaysengland.co.uk/A38-Derby-Junctions
- **By email:** A38derbyjunctions@highwaysengland.co.uk
- **In writing by posting responses to: FREEPOST A38 DERBY JUNCTIONS**

To allow us time to collect and assess all responses to this consultation before finalising our application, please ensure your response reaches us by 11:59pm on **Thursday 18 October 2018**.

Further information about the 2008 Act process and Development Consent Orders can be found on the PINS' National Infrastructure Planning website:

<https://infrastructure.planninginspectorate.gov.uk/>

Should you have any queries about this correspondence, the proposed scheme or the consultation, please do not hesitate to contact me using the details provided below.

Yours sincerely,

Paul Nagra

Project Manager for A38 Derby junctions scheme
Email: A38derbyjunctions@highwaysengland.co.uk
Tel: 0300 123 5000

Enc. Section 48 Notice

Our ref: TR010022/S42(1)(a)/October 2018

Recipients address

**Highways England
Regional Investment Programme
(RIP) Midlands
A38 Derby Junctions Project
Highways England, Floor 5
2 Colmore Square
38 Colmore Circus
Birmingham
B4 6BN**

60533462

16 October 2018

Dear **NAME**

**A38 Derby junctions
Statutory consultation —Extension to Consultation
Planning Act 2008 Section 42(a): Duty to consult on a proposed application
Addendum to letter dated 4 September 2018**

I am writing to you regarding Highways England's proposed **A38 Derby junctions** project. As part of this scheme we are proposing to:

- Lower the A38 to pass underneath the modified Kingsway and Markeaton junctions;
- Widen the A38 to three lanes in each direction between the Kingsway and Kedleston Road junctions;
- Build two new bridges to carry the A38 traffic over the modified roundabout at Little Eaton junction.

Further to Highways England's letter of **4th September 2018** informing you of our statutory consultation from **Friday 7 September to Thursday 18 October. (see attached)**. Notwithstanding that we have previously issued a consultation letter to your organisation, we have now identified a small number of letters that need to be re-issued because they have been returned, or because we consider there is a risk that they may not reach the intended recipient within a reasonable timescale.

This correspondence should therefore be treated as a re-issued consultation letter. Please note that Highway England's overall statutory consultation as widely publicised will remain as being between **Friday 7 September and Thursday 18 October 2018**.

As a recipient of this letter, however, if you wish to comment on the proposals you have additional time to do so. If you do wish to comment, please respond within the timescales as specified at the end of this letter.

The proposed scheme is identified as a Nationally Significant Infrastructure Project (NSIP) under the Planning Act 2008 (as amended) (the 2008 Act). This means we are required to make an application for a Development Consent Order (DCO) to get the consent we need to build the scheme. This application will be made to the Planning Inspectorate (PINS) who will examine the application on behalf of the Secretary of State in order to obtain permission to construct and operate the scheme. We intend to make our application for a DCO in the **spring of 2019**.

During the pre-application process, we must consult with a variety of persons and organisations about our proposed application in accordance with the requirements of the 2008 Act. You have been identified as a prescribed consultee for the purposes of Section 42(1) (a) of the 2008 Act and Regulation 3 of the Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (as amended).

This statutory consultation is an opportunity for you to share your views on our proposals. We strongly encourage you to provide your views to us now through this statutory consultation. This will enable us to take your views into account in developing and refining our proposals in advance of submitting to PINS.

As the project is Environmental Impact Assessment (EIA) development as defined by the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (the EIA Regulations) we have prepared, and provided, a Preliminary Environmental Information (PEI) Report to help you understand the likely effects of our proposals.

To view full suite of consultation documents listed below, please visit the project website at www.highwaysengland.co.uk/A38-Derby-Junctions **which will be available until Tuesday 20 of November**. These are provided to help you understand the proposals and share your views with us:

- The consultation brochure;
- The consultation response form;
- The Preliminary Environmental Information (PEI) Report accompanied by a non-technical summary of it
- Proposed layout drawings for each of the junctions
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A copy of the Section 48 Notice is enclosed which provides formal notification of the application (in accordance with Regulation 13 of the EIA Regulations).

During the consultation period a series of public consultation events will be held where you can speak with the Project Team, these are detailed in the consultation brochure. Hard copies of consultation documents will be made available at the deposit locations as listed in the enclosed Section 48 Notice. This information can also be found online **until Tuesday 20 November 2018** at the project website.

The consultation brochure details how you can comment on our proposals. Any responses to this consultation in respect of the scheme should be sent to the following:

- **Online:** by following the links to our dedicated consultation web page from our scheme page, www.highwaysengland.co.uk/A38-Derby-Junctions
- **By email:** A38derbyjunctions@highwaysengland.co.uk

- **In writing by posting responses to: FREEPOST A38 DERBY JUNCTIONS**

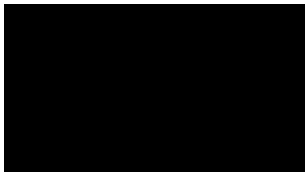
To allow us time to collect and assess all responses to this consultation before finalising our application, please ensure your response reaches us by 11:59pm on **Tuesday 20 November 2018.**

Further information about the 2008 Act process and Development Consent Orders can be found on the PINS' National Infrastructure Planning website:

<https://infrastructure.planninginspectorate.gov.uk/>

Should you have any queries about this correspondence, the proposed scheme or the consultation, please do not hesitate to contact me using the details provided below.

Yours sincerely,



Paul Nagra

Project Manager for A38 Derby junctions scheme
Email: A38derbyjunctions@highwaysengland.co.uk
Tel: 0300 123 5000

Enc.

- Section 48 Notice
- Previously issued letter (4th September 2018)

Our ref: TR010022/S42(1)(b)/September
2018

Recipients address

**Highways England
Regional Investment
Programme
(RIP) Midlands
A38 Derby Junctions
Project
Highways England,
Floor 5
2 Colmore Square
38 Colmore Circus
Birmingham
B4 6BN**

6 September 2018

Dear **NAME**

A38 Derby junctions

**Statutory consultation from Friday 7 September to Thursday 18 October 2018
Planning Act 2008 Section 42: Duty to consult on a proposed application**

I am writing to you regarding Highways England's proposed **A38 Derby junctions** project. As part of this scheme we are proposing to:

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The proposed scheme is identified as a Nationally Significant Infrastructure Project (NSIP) under the Planning Act 2008 (the 2008 Act). This means we are required to make an application for a Development Consent Order (DCO) to get the consent we need to build the scheme. This application will be made to the Planning Inspectorate (PINS), who will examine the application on behalf of the Secretary of State in order to obtain permission to construct and operate the scheme. We intend to make our application for a DCO in the **spring of 2019**.

During the pre-application process, we must consult with a variety of persons and organisations about our proposed application in accordance with the requirements of the 2008 Act. You have been identified as a host authority which the proposed development is situated for the purposes of Section 42(1)(b) of the 2008 Act.

This letter is notice of Highways England's **statutory consultation from Friday 7 September to Thursday 18 October 2018**.

This statutory consultation is an opportunity for you to share your views on our proposals. We strongly encourage you to provide your views to us now through this statutory consultation. This will enable us to take your views into account in developing and refining our proposals in advance of submitting our application to PINS. There will be limited opportunity to influence the proposals once the application has gone to PINS, so now is the best time to have your say on the scheme.

As the project is Environmental Impact Assessment (EIA) development as defined by the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (the EIA

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To allow us time to collect and assess all responses to this consultation before finalising our application, please ensure your response reaches us by 11:59pm on **Thursday 18 October 2018**.

Further information about the 2008 Act process and Development Consent Orders can be found on the Planning Inspectorate's National Infrastructure Planning website:

<https://infrastructure.planninginspectorate.gov.uk/>

Should you have any queries about this correspondence, the proposed scheme or the consultation, please do not hesitate to contact me using the details provided below.

Yours sincerely,

Paul Nagra

Project Manager for A38 Derby junctions scheme
Email: A38derbyjunctions@highwaysengland.co.uk

Tel: 0300 123 5000

Enc.

- Section 48 Notice

Our ref: TR010022/S42(1)(b)/October 2018

Recipients address

**Highways England
Regional Investment Programme
(RIP) Midlands
A38 Derby Junctions Project
Highways England, Floor 5
2 Colmore Square
38 Colmore Circus
Birmingham
B4 6BN**

60533462

16th October 2018

Dear **NAME**

**A38 Derby junctions
Statutory consultation - Extension to Consultation Planning Act 2008 Section
42(b): Duty to consult on a proposed application
Addendum to letter dated 4 September 2018**

I am writing to you regarding Highways England's proposed **A38 Derby junctions** project. As part of this scheme we are proposing to:

- Lower the A38 to pass underneath the modified Kingsway and Markeaton junctions;
- Widen the A38 to three lanes in each direction between the Kingsway and Kedleston Road junctions;
- Build two new bridges to carry the A38 traffic over the modified roundabout at Little Eaton junction.

Further to Highways England's letter of **4 September 2018** informing you of our statutory consultation from **Friday 7 September to Thursday 18 October (see attached)**. Notwithstanding that we have previously issued a consultation letter to your organisation, we have now identified a small number of letters that need to be re-issued because they have been returned, or because we consider there is a risk that they may not reach the intended recipient within a reasonable timescale.

This correspondence should therefore be treated as a re-issued consultation letter. Please note that Highway England's overall statutory consultation as widely publicised will remain as being between **Friday 7 September and Thursday 18 October 2018**.

As a recipient of this letter, however, if you wish to comment on the proposals you have additional time to do so. If you do wish to comment, please respond within the timescales as specified at the end of this letter.

The proposed scheme is identified as a Nationally Significant Infrastructure Project (NSIP) under the Planning Act 2008 (the 2008 Act). This means we are required to make an application for a Development Consent Order (DCO) to get the consent we need to build the scheme. This application will be made to the Planning Inspectorate (PINS), who will examine the application

on behalf of the Secretary of State in order to obtain permission to construct and operate the scheme. We intend to make our application for a DCO in the **spring of 2019**.

During the pre-application process, we must consult with a variety of persons and organisations about our proposed application in accordance with the requirements of the 2008 Act. You have been identified as a host authority which the proposed development is situated for the purposes of Section 42(1) (b) of the 2008 Act.

This statutory consultation is an opportunity for you to share your views on our proposals. We strongly encourage you to provide your views to us now through this statutory consultation. This will enable us to take your views into account in developing and refining our proposals in advance of submitting our application to PINS

As the project is Environmental Impact Assessment (EIA) development as defined by the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (the EIA Regulations) we have prepared, and provided, a Preliminary Environmental Information (PEI) Report to help you understand the likely effects of our proposals.

To view full suite of consultation documents listed below, please visit the project website www.highwaysengland.co.uk/A38-Derby-Junctions which will be available until **Tuesday 20 of November**. These are provided to help you understand the proposals and share your views with us:

- The consultation brochure;
- The consultation response form;
- The Preliminary Environmental Information (PEI) Report accompanied by a non-technical summary of it
- Proposed layout drawings for each of the junctions
- Copies of public consultation event exhibition stands
- 3D video visualisation of the scheme.

A copy of the Section 48 Notice is enclosed with this letter. This provides formal notification of the application (in accordance with Regulation 13 of the EIA Regulations).

During the consultation period a series of public consultation events will be held where you can speak with the Project Team, these are detailed in the consultation brochure. Hardcopies of consultation documents will be made available at the deposit locations as listed in the enclosed Section 48 Notice. This information can also be found online until **Tuesday 20 November 2018** at the project website.

The consultation brochure details how you can comment on our proposals. Any responses to this consultation in respect of the scheme should be sent to the following:

- **Online:** by following the links to our dedicated consultation web page from our scheme page, www.highwaysengland.co.uk/A38-Derby-Junctions
- **By email:** A38derbyjunctions@highwaysengland.co.uk
- **In writing by posting responses to:** FREEPOST A38 DERBY JUNCTIONS

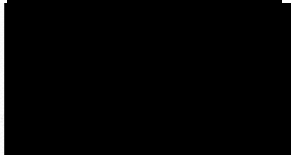
To allow us time to collect and assess all responses to this consultation before finalising our application, please ensure your response reaches us by 11:59pm on **Tuesday 20 November 2018**.

Further information about the 2008 Act process and Development Consent Orders can be found on the Planning Inspectorate's National Infrastructure Planning website:

<https://infrastructure.planninginspectorate.gov.uk/>

Should you have any queries about this correspondence, the proposed scheme or the consultation, please do not hesitate to contact me using the details provided below.

Yours sincerely,



Paul Nagra

Project Manager for A38 Derby junctions scheme
Email: A38derbyjunctions@highwaysengland.co.uk
Tel: 0300 123 5000

Enc.

- Section 48 Notice
- Previously issued letter (6th September 2018)

Our ref: TR010022/S42(1)(b)/September 2018

**Highways Eng-
land Regional Investment Programme
(RIP) Midlands
A38 Derby Junctions Project
Highways England, Floor 5
2 Colmore Square
38 Colmore Circus
Birmingham
B4 6BN**

Recipients address

Dear **NAME**

A38 Derby junctions

**Statutory consultation from Friday 7 September to Thursday 18 October 2018
Planning Act 2008 Section 42: Duty to consult on a proposed application**

I am writing to you regarding Highways England's proposed **A38 Derby junctions** project. As part of this scheme we are proposing to:

- Lower the A38 to pass underneath the modified Kingsway and Markeaton junctions;
- Widen the A38 to three lanes in each direction between the Kingsway and Kedleston Road junctions;
- Build two new bridges to carry the A38 traffic over the modified roundabout at Little Eaton junction.

The proposed scheme is identified as a Nationally Significant Infrastructure Project (NSIP) under the Planning Act 2008 (the 2008 Act). This means we are required to make an application for a Development Consent Order (DCO) to get the consent we need to build the scheme. This application will be made to the Planning Inspectorate (PINS), who will examine the application on behalf of the Secretary of State in order to obtain permission to construct and operate the scheme. We intend to make our application for a DCO in the **spring of 2019**.

During the pre-application process, we must consult with a variety of persons and organisations about our proposed application in accordance with the requirements of the 2008 Act. You have been identified as an authority which shares a boundary with the host authority for the purposes of Section 42(1)(b) of the 2008 Act.

This letter is notice of Highways England's **statutory consultation from Friday 7 September to Thursday 18 October 2018**.

This statutory consultation is an opportunity for you to share your views on our proposals. We strongly encourage you to provide your views to us now through this statutory consultation. This will enable us to take your views into account in developing and refining our proposals in advance of submitting to PINS. There will be limited opportunity to influence the proposals once the application has gone to PINS, so now is the best time to have your say on the scheme.

As the project is Environmental Impact Assessment (EIA) development as defined by the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (the EIA

Regulations) we have prepared, and provided, a Preliminary Environmental Information (PEI) Report to help you understand the likely effects of our proposals.

To view full suite of consultation documents listed below, please visit the project website www.highwaysengland.co.uk/A38-Derby-Junctions from **Friday 7 September**. These are provided to help you understand the proposals and share your views with us:

- The consultation brochure;
- The consultation response form;
- A copy of the Preliminary Environmental Information (PEI) Report accompanied by a non-technical summary of it
- Proposed layout drawings for each of the junctions
- Copies of public consultation event exhibition stands
- 3D video visualisation of the scheme.

A copy of the Section 48 Notice is enclosed which provides formal notification of the application (in accordance with Regulation 13 of the EIA Regulations).

During the consultation period a series of public consultation events will be held where you can speak with the Project Team, these are detailed in the consultation brochure. Hardcopies of consultation documents will be made available at the deposit locations as listed in the enclosed Section 48 Notice. This information can also be found online from **Friday 7 September 2018** at the project website.

The consultation brochure details how you can comment on our proposals. Any responses to this consultation in respect of the scheme should be sent to the following:

- **Online:** www.highwaysengland.co.uk/A38-Derby-Junctions
- **By email:** A38derbyjunctions@highwaysengland.co.uk
- **By post:** FREEPOST A38 DERBY JUNCTIONS

To allow us time to collect and assess all responses to this consultation before finalising our application, please ensure your response reaches us by 11:59pm on **Thursday 18 October 2018**.

Further information about the 2008 Act process and Development Consent Orders can be found on the Planning Inspectorate's National Infrastructure Planning website:

<https://infrastructure.planninginspectorate.gov.uk/>

Should you have any queries about this correspondence, the proposed scheme or the consultation, please do not hesitate to contact me using the details provided below.

Yours sincerely,

Paul Nagra

Project Manager for A38 Derby junctions scheme
Email: A38derbyjunctions@highwaysengland.co.uk
Tel: 0300 123 5000

Enc.

- Section 48 Notice

Our ref: TR010022/S42(1)(b)/October 2018

Recipients address

**Highways England
Regional Investment Programme
(RIP) Midlands
A38 Derby Junctions Project
Highways England, Floor 5
2 Colmore Square
38 Colmore Circus
Birmingham
B4 6BN**

60533462

16 October 2018

Dear **NAME**

**A38 Derby junctions
Statutory consultation - Extension to Consultation Planning Act 2008 Section
42(b): Duty to consult on a proposed application
Addendum to letter dated 4 September 2018**

I am writing to you regarding Highways England's proposed **A38 Derby junctions** project. As part of this scheme we are proposing to:

- Lower the A38 to pass underneath the modified Kingsway and Markeaton junctions;
- Widen the A38 to three lanes in each direction between the Kingsway and Kedleston Road junctions;
- Build two new bridges to carry the A38 traffic over the modified roundabout at Little Eaton junction.

Further to Highways England's letter of **4 September 2018** informing you of our statutory consultation from **Friday 7 September to Thursday 18 October (see attached)**. Notwithstanding that we have previously issued a consultation letter to your organisation, we have now identified a small number of letters that need to be re-issued because they have been returned, or because we consider there is a risk that they may not reach the intended recipient within a reasonable timescale.

This correspondence should therefore be treated as a re-issued consultation letter. Please note that Highway England's overall statutory consultation as widely publicised will remain as being between **Friday 7 September and Thursday 18 October 2018**.

As a recipient of this letter, however, if you wish to comment on the proposals you have additional time to do so. If you do wish to comment, please respond within the timescales as specified at the end of this letter.

The proposed scheme is identified as a Nationally Significant Infrastructure Project (NSIP) under the Planning Act 2008 (the 2008 Act). This means we are required to make an application for a Development Consent Order (DCO) to get the consent we need to build the scheme. This application will be made to the Planning Inspectorate (PINS), who will examine the application on behalf of the Secretary of State in order to obtain permission to construct and operate the scheme. We intend to make our application for a DCO in the **spring of 2019**.

During the pre-application process, we must consult with a variety of persons and organisations about our proposed application in accordance with the requirements of the 2008 Act. You have been identified as an authority which shares a boundary with the host authority for the purposes of Section 42(1)(b) of the 2008 Act.

This statutory consultation is an opportunity for you to share your views on our proposals. We strongly encourage you to provide your views to us now through this statutory consultation. This will enable us to take your views into account in developing and refining our proposals in advance of submitting to PINS.

As the project is Environmental Impact Assessment (EIA) development as defined by the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (the EIA Regulations) we have prepared, and provided, a Preliminary Environmental Information (PEI) Report to help you understand the likely effects of our proposals.

To view full suite of consultation documents listed below, please visit the project website www.highwaysengland.co.uk/A38-Derby-Junctions which will be available until **Tuesday 20 November**. These are provided to help you understand the proposals and share your views with us:

- The consultation brochure;
- The consultation response form;
- The Preliminary Environmental Information (PEI) Report accompanied by a non-technical summary of it
- Proposed layout drawings for each of the junctions
- Copies of public consultation event exhibition stands
- 3D video visualisation of the scheme.

A copy of the Section 48 Notice is enclosed which provides formal notification of the application (in accordance with Regulation 13 of the EIA Regulations).

During the consultation period a series of public consultation events will be held where you can speak with the Project Team, these are detailed in the consultation brochure. Hardcopies of consultation documents will be made available at the deposit locations as listed in the enclosed Section 48 Notice. This information can also be found online until **Tuesday 20 November 2018** at the project website.

The consultation brochure details how you can comment on our proposals. Any responses to this consultation in respect of the scheme should be sent to the following:

- **Online:** www.highwaysengland.co.uk/A38-Derby-Junctions
- **By email:** A38derbyjunctions@highwaysengland.co.uk
- **By post:** FREEPOST A38 DERBY JUNCTIONS

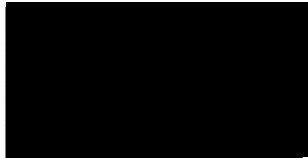
To allow us time to collect and assess all responses to this consultation before finalising our application, please ensure your response reaches us by 11:59pm on **Tuesday 20 November 2018**.

Further information about the 2008 Act process and Development Consent Orders can be found on the Planning Inspectorate's National Infrastructure Planning website:

<https://infrastructure.planninginspectorate.gov.uk/>

Should you have any queries about this correspondence, the proposed scheme or the consultation, please do not hesitate to contact me using the details provided below.

Yours sincerely,



Paul Nagra

Project Manager for A38 Derby junctions scheme

Email: A38derbyjunctions@highwaysengland.co.uk

Tel: 0300 123 5000

Enc.

- Section 48 Notice
- Previously issued letter (4th September 2018)

Our ref: **TR010022/S42(1)(d)Cat3/September 2018**

Recipients address

A38 Derby Junctions Project
Highways England, Floor 5
Two Colmore Square
38 Colmore Circus
Birmingham
B4 6BN

6 September 2018

Dear **NAME**

A38 Derby Junctions Project
Statutory consultation from Friday 7 September to Thursday 18 October 2018
Planning Act 2008 Section 42(1)(d) and 44: Duty to consult on a proposed application

I am writing to you regarding Highways England's proposed **A38 Derby Junctions** project. As part of this scheme we are proposing to:

- Lower the A38 to pass underneath the modified Kingsway and Markeaton junctions
- Widen the A38 to three lanes in each direction between the Kingsway and Kedleston Road junctions
- Build two new bridges to carry the A38 traffic over the modified roundabout at Little Eaton junction

We recently wrote to you (via our consultants Gateley Harmer) advising you that, we believe that you might be entitled to make a relevant claim for compensation due to the effects of construction or when the new or altered road is in use. If your property or business has been adversely affected by the construction works carried out for the scheme you may be able to claim compensation under section 152 of the Planning Act 2008 or under section 10 of the Compulsory Purchase act 1965. Or, under Part I of the Land Compensation Act 1973. Compensation can be claimed by people who own and occupy property that has been reduced in value by physical factors caused by the use of a new or altered road. Physical factors are noise, vibration, smell, fumes, smoke, artificial lighting and the discharge on to the property of any solid or liquid substance.

Being consulted under this category does not confirm entitlement to a future claim. Entitlement to compensation is assessed by our professional valuers at the time that a claim is made. We recommend that you take professional advice before making a claim.

The proposed scheme is identified as a Nationally Significant Infrastructure Project (NSIP) under the Planning Act 2008 ("the 2008 Act"). This means we are required to make an application for a Development Consent Order (DCO) to get the consent we need to build the scheme. This application will be made to the Planning Inspectorate (PINS) who will examine the application on behalf of the Secretary of State of Transport in order to obtain permission to

construct and operate the scheme. We intend to make our application for a DCO in the **Spring of 2019**.

As part of the planning process, we are required to formally notify you of the public consultation and this letter constitutes this notice of Highways England's **statutory consultation from Friday 7 September to Thursday 18 October 2018**.

As you may be aware, Highways England has been developing and refining the plans for the A38 Derby Junctions scheme since 2014. During this time, we have sought the opinions of relevant organisations, landowners and the public, including through the previous public consultation carried out in early 2015. You may have provided comments to us during this period.

This statutory consultation is therefore an important opportunity for you to share your views and we strongly encourage you to provide your views to us. This will enable us to take your views into account when developing and refining our proposals in advance of submitting to PINS.

As the project requires an Environmental Impact Assessment (EIA) development as defined by the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (the EIA Regulations) we have prepared, and provided, a Preliminary Environmental Information Report (PEIR) to help you understand the likely effects of our proposals.

To view the full suite of consultation documents listed below, please visit the project website at www.highwaysengland.co.uk/A38-Derby-Junctions from **Friday 7 September**. These are provided to help you understand the proposals and share your views with us:

- The consultation brochure
- The consultation response form
- A copy of the Preliminary Environmental Information Report (PEIR) accompanied by a non-technical summary of the PEIR
- Proposed layout drawings for each of the junctions
- A plan showing the extents of proposed scheme, which is called the "red line boundary plan"
- Copies of public consultation events
- A 3D video visualisation of the scheme.

As you may be entitled to make a relevant claim, we are enclosing the following documents in hard copy to help you understand our proposals and share your views with us:

- Consultation brochure
- Consultation response form

Highways England has produced the following guidance in relation to compensation which can be viewed via the project website at www.highwaysengland.co.uk/A38-Derby-Junctions

- Your property and Highways England road proposals
- Your property and discretionary purchase
- A guide to Part I claims

During the consultation period a series of public consultation events will be held where you can speak with the project team, these are listed below and are detailed in the enclosed consultation

brochure. Copies of consultation documents will be made available at the deposit locations as listed in the enclosed consultation brochure. This information can also be found online from **Friday 7 September 2018** at www.highwaysengland.co.uk/A38-Derby-Junctions.

We would also like to invite you to meet with our project team for further discussion at one of the consultation events. Please let us know if you would like to discuss any specific issues.

To arrange an appointment with the team or if none of these events are suitable, please contact us as detailed at the bottom of this letter.

Location:	Date:	Time:
University of Derby Enterprise Centre	Friday 7 th September	2pm – 8pm
University of Derby Enterprise Centre	Saturday 8 th September	10am – 4pm
Breadsall Priory	Wednesday 12 th September	12 Noon – 8pm
Haslams Derby RFC	Thursday 13 th September	12 Noon – 8pm
Breadsall Memorial Hall	Saturday 15 th September	2:30pm – 8pm
Allestree Memorial Hall	Tuesday 18 th September	10am – 1pm and 3:30pm – 7pm
Little Eaton Village Hall	Wednesday 19 th September	3:30pm – 8pm
Brackensdale Primary School	Saturday 22 nd September	10am – 4pm

The consultation brochure enclosed details how you can comment on our proposals. Any responses to this consultation in respect of the scheme should be sent to the following:

- **Online:** by following the links to our dedicated consultation web page from our scheme page, www.highwaysengland.co.uk/A38-Derby-Junctions
- **By email:** A38derbyjunctions@highwaysengland.co.uk
- **In writing by posting responses to: FREEPOST A38 DERBY JUNCTIONS**

To allow us time to collect and assess all responses to this consultation before finalising our application, please ensure your response reaches us by 11.59pm on **Thursday 18 October 2018.**

Further information about the 2008 Act process and Development Consent Orders can be found on the Planning Inspectorate's National Infrastructure Planning website:

<https://infrastructure.planninginspectorate.gov.uk/>

Should you have any queries about this correspondence, the proposed scheme or the consultation, please do not hesitate to contact me using the details provided below.

Yours sincerely,



Paul Nagra

Project Manager for A38 Derby Junctions Scheme
Email: A38derbyjunctions@highwaysengland.co.uk
Tel: 0300 123 5000

Enc.

- Consultation brochure
- Consultation response form

Our ref:TR010022/S42(1)(d)Cat1&2/March 2019

Recipients address

**A38 Derby Junctions Project
Highways England, Floor 5
Two Colmore Square
38 Colmore Circus
Birmingham
B4 6BN**

7th March 2019

Dear **NAME**,

**A38 DERBY JUNCTIONS
STATUTORY CONSULTATION – 8th MARCH 2019 to 9th APRIL 2019.**

**PLANNING ACT 2008 SECTION 42(1)(d) and 44: DUTY TO CONSULT ON A
PROPOSED APPLICATION**

I am writing to you regarding the consultation on Highways England's proposed **A38 Derby Junctions Project**. As part of this scheme we are proposing to:

- Lower the A38 to pass underneath the modified Kingsway and Markeaton junctions;
- Widen the A38 to three lanes in each direction between the Kingsway and Kedleston Road junctions;
- Build two new bridges to carry the A38 traffic over the modified roundabout at Little Eaton junction.

We are now writing to you because we believe that you are:

- An owner, lessee, tenant or occupier of land or property affected by the proposed scheme; or
- You have an interest in the land; or have power to sell and convey the land, or to release the land.

The enclosed plan(s) detail where your land or property is situated in relation to the proposed scheme.

During the pre-application process, we must consult with a variety of persons and organisations about our proposed application in accordance with the requirements of the Planning Act 2008 (the 2008 Act). We previously wrote to identified consultees on Thursday the 6th of September 2018 to notify them of our statutory consultation on our proposals from Friday the 7th September to Thursday 18th October 2018. **As our design has evolved, you have now been newly identified following our previous consultation period.**

To enable construction and ongoing operation of the scheme, we have identified a need to carry out some service diversion work at the southern end of your ownership (outside the existing car parking area) so we may need to temporarily access this part of your land to carry out this work during the construction of the junction improvement scheme. As part of our ongoing engagement with those affected by our scheme we have previously contacted you regarding the proposals. We will be seeking legal powers to compulsorily acquire, take rights over or take temporary possession of over land needed for the scheme.

In order to obtain powers of compulsory acquisition and to gain planning consent to build the scheme we are required to make an application for a Development Consent Order (DCO). The application will be made to the Planning Inspectorate (the Inspectorate), who will examine the application and make a recommendation to the Secretary of State for Transport, who will ultimately decide whether the application is granted permission and whether we are able to use compulsory acquisition powers. We intend to make our application in April 2019.

Before submitting our scheme we must consult people that have a legal interest in the land that will be required by the scheme. This letter is notice of Highways England's **statutory consultation from 8th MARCH 2019 to 9th APRIL 2019.**

This statutory consultation is an opportunity for you to share your views on our proposals. We strongly encourage you to provide your views to us now through this statutory consultation. This will enable us to take your views into account in developing and refining our proposals in advance of submitting to the Inspectorate. We would like to use this consultation to understand the potential impacts that the scheme may have on your land or interest. We would also like to work with you to reduce any impacts as much as possible and we can do that more effectively if we fully understand how you use the land and how our scheme will affect that use. You may also wish to consider whether your interests in any surrounding land not acquired by the scheme will be affected. Please use the contact details below to give us your comments.

Please note that whilst you will be entitled to compensation if your land or interests are acquired, or if temporary possession is taken, this is not a matter upon which you can comment in this consultation. The amount of compensation due will be a matter to be determined at the time that land/rights are taken by Highways England and any disputes will be determined by the Upper Tribunal (Lands Chamber) and not by the Inspectorate. We are also interested in understanding whether we have captured the correct information about everyone who has an interest in land. It therefore would be very helpful if you either could confirm our Land Interest Plan(s) are accurate and complete, or update us on anything we have missed. Please use the Land Interest Questionnaire to reply on this point.

We have prepared and provided a Preliminary Environmental Information (PEI) Report, in accordance with the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (the EIA Regulations), to help you understand the likely effects of our proposals.

To view the full suite of consultation documents listed below, please visit the project website at www.highwaysengland.co.uk/A38-Derby-Junctions:

- The consultation brochure;
- The consultation response form;
- A copy of the PEI (in the form of a PEI Report) accompanied by a Non-Technical Summary;
- Proposed layout drawings for each of the junctions;

- Copies of public consultation event exhibition stands and;
- A 3D video visualisation of the scheme.

The documents are also provided on the enclosed USB.

As you have an interest in the affected land, we are enclosing the following documents in hard copy to help you understand our proposals and share your views with us:

- Consultation brochure;
- Consultation response form;
- Land Interest Plan(s) - A plan showing what land in the area of the proposed scheme we believe you have an interest in;
- A plan showing the extents of the proposed scheme, which is called the “red line boundary plan”;
- Land Interest Schedule and;
- Land Interest Questionnaire.

Highways England has produced the following guidance in relation to compulsory acquisition and compensation:

- Your property and Highways England road proposals
- Your property and discretionary purchase
- Your property and compulsory purchase
- Your property and blight

These documents can be viewed via the project website.

We would also like to invite you to meet with our Project Team. If you have any questions or would like to arrange a meeting please contact us using the details below. Please let us know if you would like to discuss any specific issues.

Any responses to this consultation in respect of the scheme should be sent to the following:

- **Online:** by following the links to our dedicated consultation web page from our scheme page, www.highwaysengland.co.uk/A38-Derby-Junctions
- **By email:** A38derbyjunctions@highwaysengland.co.uk
- **In writing by posting responses to: FREEPOST A38 DERBY JUNCTIONS**

To allow us time to collect and assess all responses to this consultation before finalising our application, please ensure your response reaches us by 11.59pm on **9th APRIL 2019**.

Further information about the 2008 Act process and Development Consent Orders can be found on the Inspectorate’s National Infrastructure Planning website:

<https://infrastructure.planninginspectorate.gov.uk/>

Should you have any queries about this correspondence, the proposals or the consultation, please do not hesitate to contact me using the details provided below.

Yours sincerely,



Paul Nagra

Project Manager for A38 Derby Junctions Scheme

Email: A38derbyjunctions@highwaysengland.co.uk

Tel: 0300 123 5000

Enc.

- Consultation brochure
- Consultation response form
- Hardcopy of Land Interest Plan
- Hardcopy Red Line Boundary Plan
- Hardcopy of Land Interest Schedule
- Land Interest Questionnaire
- A USB stick with the consultation materials provided electronically

Our ref: TR010022/S42(1)(d)Cat1&2/March 2019

A38 Derby Junctions Project
Highways England, Floor 5
Two Colmore Square
38 Colmore Circus
Birmingham
B4 6BN

Recipients address

7th March 2019

Dear NAME

A38 DERBY JUNCTIONS

NON-STATUTORY ADDITIONAL CONSULTATION – 8 March 2019 – 9 April 2019

I am writing to you regarding Highways England's proposed **A38 Derby Junctions Project**.

Highways England's formally consulted with you at statutory consultation (Friday 7th September 2018 to Thursday the 14th October 2018).

I am now writing to let you know that as a result of consultation responses and design refinements;

- There have been revisions to the design of the scheme;
- Some changes to the land that is needed for the scheme; and
- In some cases, this has resulted in additional land being required either on a temporary or permanent basis.

As a result, the design review we have amended the rights sought over plot 3/61. The enclosed Land Interest Plans detail the nature of the change. The rights sought in the Development Consent Order (DCO) have been changed from temporary to permanent over plot 3/61 to ensure that a permanent access solution to your property can be provided to your property. There are no proposed changes to the permanent rights sought over plots 3/68 and 4/5.

This letter is notice of Highways England's **additional non-statutory consultation from 8 March 2019 to 9 April 2019**.

We are undertaking this additional consultation to provide you with the **opportunity to respond to any of the points identified above**. As noted in our previous correspondence to you, we strongly encourage you to provide your views to us now through this consultation period. This will enable us to take your views into account in developing and refining our proposals in advance of submitting to the Planning Inspectorate.

The consultation brochure and consultation response form remain available on the project website at www.highwaysengland.co.uk/A38-Derby-Junctions.

In addition, hardcopies of the documents listed as enclosures below are also provided to help you understand the proposals and share your views with us during this additional consultation period.

During the consultation period the Project Team will be available to speak with you about the scheme and answer any questions you may have, please use the contact details provided. Any responses to this consultation in respect of the scheme should be sent to either of the following:

- **By email:** A38derbyjunctions@highwaysengland.co.uk
- **In writing by posting responses to:** FREEPOST A38 DERBY JUNCTIONS

To allow us time to collect and assess all responses to this consultation before finalising our application, please ensure your response reaches us by 11.59pm on **9 April 2019**.

Further information about the Planning Act 2008 Act process and Development Consent Orders can be found on the Inspectorate's National Infrastructure Planning website: <http://infrastructure.planninginspectorate.gov.uk/>

Yours faithfully



Paul Nagra

Project Manager for A38 Derby Junctions Scheme

Email: A38derbyjunctions@highwaysengland.co.uk

Tel: 0300 123 5000

Enc

- Hardcopy of Land Interest Plan (as formally consulted on September 2018)
- Hardcopy of updated Land Interest Plan
- Hardcopy of Land Interest Schedule

Highways England

Section 48 Planning Act 2008

Regulation 4 of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009

A38 Derby Junctions Scheme

Notice Publicising a Proposed Application for a Development Consent Order

HIGHWAYS ENGLAND COMPANY LIMITED of Bridge House, 1 Walnut Tree Close, Guildford, GU1 4LZ ("the Applicant") proposes to make an application ("the Application") under Section 37 of the Planning Act 2008 to the Secretary of State for Transport for a Development Consent Order.

The Application is for the proposed A38 Derby Junctions Scheme in Derby, Derbyshire, England

The scheme's main proposal in summary is:

To replace three roundabout junctions with two underpasses and a flyover on the A38 through Derby and provide road widening between Kingsway and Kedleston Road junctions. The project aims to support the smooth flow of traffic, encourage economic growth and make the network safer. These three junctions are namely;

- A38/A61 Little Eaton roundabout
- A38/A52 Markeaton roundabout
- A38/A5111 Kingsway roundabout

In addition, any necessary rights and powers will be sought to ensure delivery of the Scheme, including compulsory acquisition.

The scheme is an Environmental Impact Assessment development ("EIA development"), as defined by The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017. An Environmental Statement will be submitted as part of the Application. Preliminary Environmental Information ("PEI") forms part of the consultation material.

Consultation on the proposals will take place from 7 September to 18 October 2018. Copies of the consultation materials - including documents, plans and maps showing the nature and location of the proposed development and the PEI - will be available for inspection free of charge from 7 September to 18 October 2018 at the following locations and times:

Location	Opening times
Allestree Library Park Farm Centre Park Farm Drive Derby DE22 2QN	Monday – closed Tuesday 10am – 5pm Wednesday – closed Thursday 10am – 7pm Friday 10am – 5pm Saturday 10am – 1pm Sunday – closed

Breadsall Village Shop 2 Rectory Lane Breadsall Derby DE21 5LL	Monday to Friday 7.15am – 6.30pm Saturday 7.45am – 6pm Sunday 8.30am – 2pm
Riverside Library Council House Corporation Street Derby DE1 2FS	Monday to Friday 8.30am – 5pm Saturday – 9am – 1pm Sunday – closed
Derbyshire County Council offices County Hall Matlock DE4 3AG	Monday to Friday 9am – 5pm Saturday – closed Sunday – closed
Etwall Library Main St Etwall Derby DE65 6LP	Monday 2pm – 7pm Tuesday closed Wednesday – 10am – 5pm Thursday 2pm – 7pm Friday closed Saturday – closed Sunday – closed
Little Eaton Post Office (within the Co-operative) 160 Alfreton Road Little Eaton Derby DE21 5DE	Monday to Friday 9am – 5.30pm Saturday 9am – 1pm Sunday – closed
Mackworth Library Prince Charles Avenue Mackworth Derby DE22 4BG	Monday 10am – 5pm Tuesday 1pm – 5pm Wednesday – closed Thursday 1pm – 5pm Friday – closed Saturday 10am – 1pm Sunday – closed
Mickleover Library Holly End Road Derby DE3 0EA	Monday – closed Tuesday 10am – 5pm Wednesday – closed Thursday 10am – 7pm Friday 10am – 5pm Saturday 10am – 1pm Sunday – closed

Copies of the consultation materials also will be available online free of charge from 7 September 2018 at www.highways.gov.uk/A38DerbyJunctions

Copies of the consultation materials may be requested during the consultation period from Highways England using the e-mail address, postal address or telephone number provided below.

A CD containing the materials can be also provided free of charge.

A38 Derby Junctions - S48 Notice_

Any person may comment on the proposals or otherwise respond to this publicity. Responses must be received between 7 September and 18 October 2018. A consultation feedback form is available as part of the consultation materials. When providing your response, please include your name and address or, if you would prefer your comments to be anonymous, your postcode only. Please also confirm the nature of your interest in the scheme. Please supply any response to:

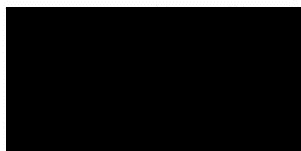
- Email address: A38derbyjunctions@highwaysengland.co.uk
- Postal Address:
A38 Derby Junction Scheme
Highways England, Floor 5
Two Colmore Square
38 Colmore Circus
Birmingham, B4 6BN
- Tel: +44 (0) 300 123 5000

Responses must be received no later than 11.59pm on 18 October - or, if later, 28 days from the date of this notice.

Highways England will consider and have regard to all responses when developing the Application for a Development Consent Order once the consultation has closed. Responses will form the basis of a Consultation Report that will be one of the factors taken into consideration by the Secretary of State when deciding whether the Application can be accepted for examination. Therefore, in providing any comment, it should be borne in mind that the substance of it may be communicated to others as part of the Consultation Report.

If you would like further information about this notice, the consultation or the scheme, please contact the project team by using one of the contact methods provided above.

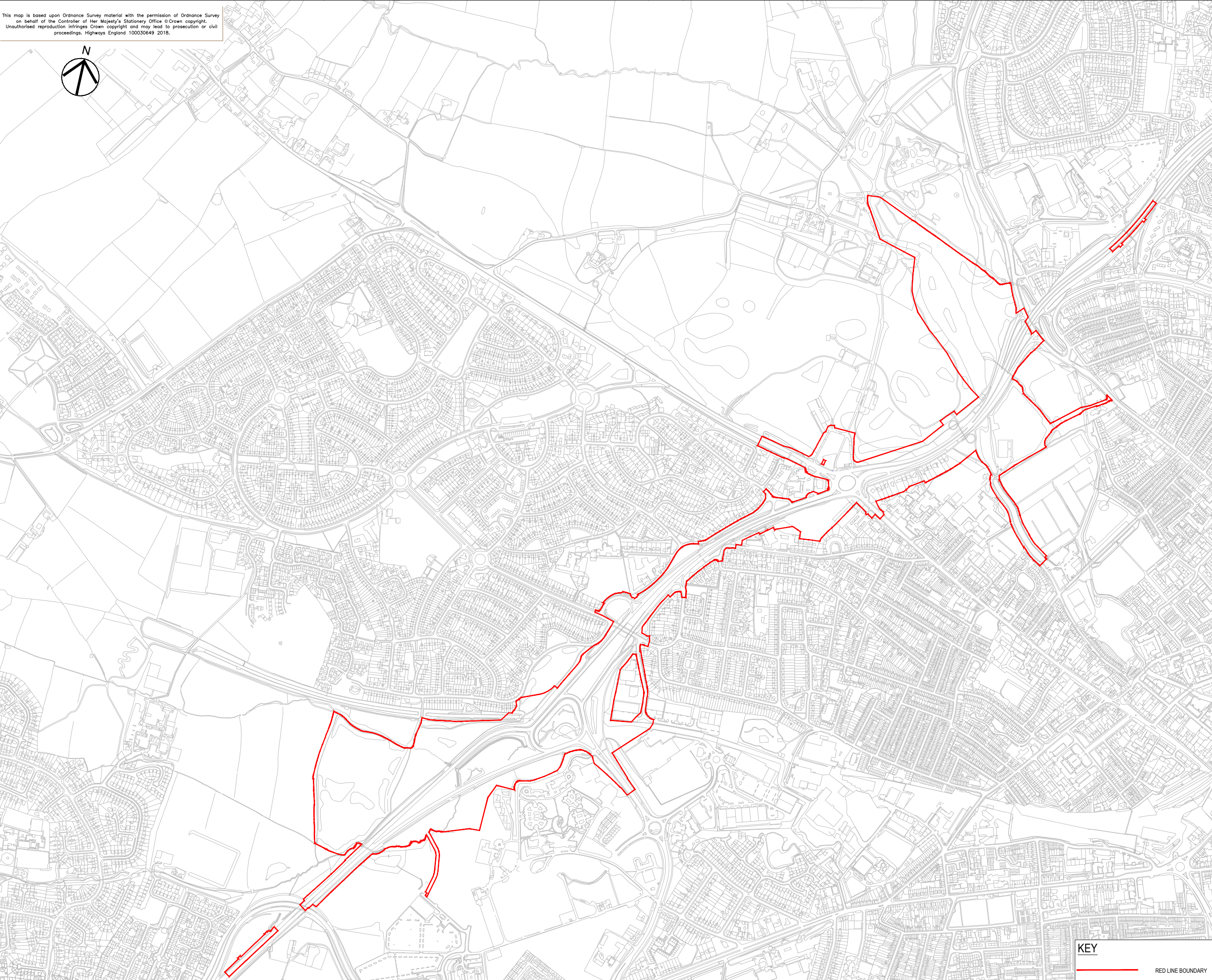
Yours sincerely,



Paul Nagra
Project Manager
Highways England

06 September 2018

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First Issue	LE	12/06/17	P01	
	AW			
Ecological enhancement site at Markeaton amended. OS mapping updated.	SO	12/02/18	P02	
	AJW			
Ecological enhancement site at Markeaton amended. OS mapping updated.	SO	26/02/18	P03	
	AJW			
Ecological enhancement site at Markeaton amended. OS mapping updated.	LE	01/05/18	P04	
	AJW			
Ecological enhancement site at Markeaton amended. OS mapping updated.	SO	04/06/18	P05	
	AW			
Ecological enhancement site at Markeaton amended. OS mapping updated.	SO	03/09/18	P06	
	LE			
Ecological enhancement site at Markeaton amended. OS mapping updated.	AW	03/09/18	P07	
Revision Details		By	Date	Suffix
		Check		

Purpose of issue

FOR REVIEW & COMMENT

Client

Highways England

Two Colmore Square

38 Colmore Circus

Birmingham

B4 6BN

Working on behalf of

Project Title

A38
DERBY JUNCTIONS

Drawing Title

RED LINE BOUNDARY
SHEET 1 OF 2

Designed	Drawn	Checked	Approved	Date
	LE	GS	AW	03/09/18

Internal Project No.	Suitability
60533462	S3

Scale @ A1	Zone
1:5000	Whole Scheme

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AECOM Infrastructure & Environment UK Limited

Registered in England Registered number: 880328

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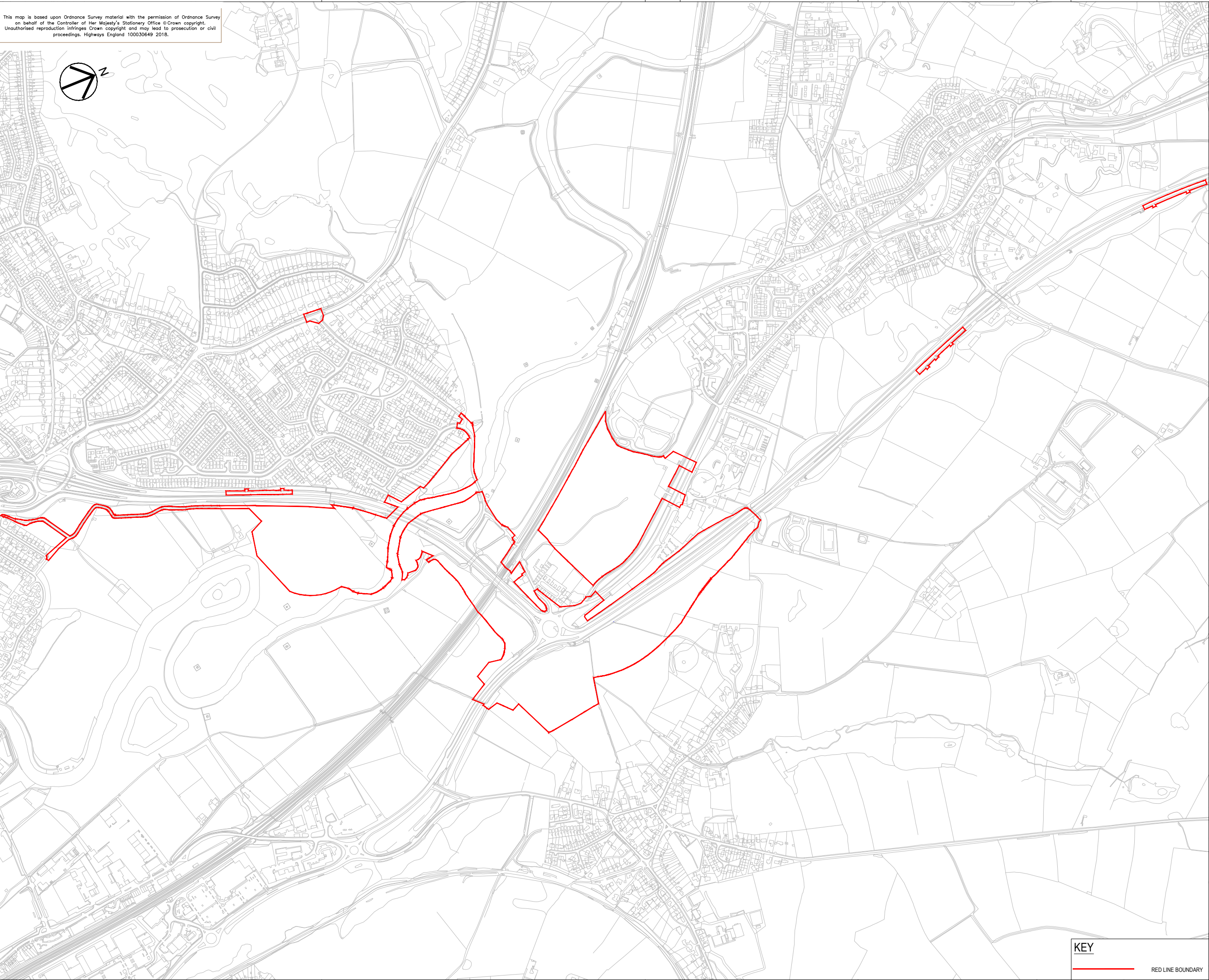
Basingstoke, Hampshire RG21 7PP

Drawing Number	Originator	Volume	Rev
HE514503	ACM	LSI	P07
A38_SW_PR_ZZ	DR	DC 0001	
Location	Type	Role	Number

KEY

RED LINE BOUNDARY

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First Issue	LE	12/06/17	P01	
	AW			
Alfreton Rd access removed. Flood compensation area and storage compound amended.	SO	12/02/18	P02	
	AJW			
Alfreton Rd access removed. Flood compensation area and storage compound amended.	LE	20/02/18	P03	
	AJW			
Alfreton Rd access removed. Flood compensation area and storage compound amended.	SO	03/09/18	P04	
	AJW			
Alfreton Rd access removed. Flood compensation area and storage compound amended.	LE	03/09/18	P05	
	AW			
Revision Details	By	Date	Suffix	
	Check			

FOR REVIEW & COMMENT

Client
Highways England
Floor 5
Two Colmore Square
38 Colmore Circus
Birmingham
B4 6BN



Project Title

A38
DERBY JUNCTIONS

Drawing Title

RED LINE BOUNDARY
SHEET 2 OF 2

Designed	Drawn	Checked	Approved	Date
	LE	GS	AW	03/09/18

Internal Project No. 60533462	Suitability S3
Scale @ A1 1:5000	Zone Whole Scheme

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Drawing Number Highways England PIN HE514503	Originator ACM	Volume LSI	Rev P05
A38_SW_PR_ZZ	DR	DC 0002	
Location	Type	Role	Number

KEY
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A38 Derby Junctions Scheme

Statutory Public Consultation

Share your views



7 September to 18 October 2018



Investing in your roads

Highways England is a Government owned company. We are responsible for the operation, maintenance and improvements of England's strategic road network of motorways and major A roads.

At Highways England we believe in a connected country and our network makes these connections happen. We strive to improve our major roads and motorways - engineering the future to keep people moving today and moving better tomorrow. We want to make sure all our major roads are more dependable, durable and most importantly, safe. That's why we're delivering £15 billion of investment on our network – the largest investment in a generation.

The A38 Derby Junctions scheme is a critical part of this investment and will improve journeys between Birmingham, Derby and the M1 at junction 28, which is great news for the local and regional economy.

Following the public consultation held in 2015, the preferred route for the scheme was announced in January 2018.

This scheme is categorised as a Nationally Significant Infrastructure Project (NSIP) under the Planning Act 2008. As such, we are required to make an application for a Development Consent Order (DCO) to obtain planning permission to construct the scheme.

Consultation

This consultation is a statutory one. It has been designed to give the community and other stakeholders an opportunity to comment on the proposed design for the scheme. It is being held in accordance with the Planning Act 2008.

In designing this consultation we have worked closely with the local authorities in the area. We have defined how we will approach it in a Statement of Community Consultation (the SoCC) and this can be found on our webpage, www.highwaysengland.co.uk/A38-Derby-Junctions. We have also published a statutory notice under Section 48 of the Planning Act 2008 in various newspapers (local and national) to ensure that the wider public is aware of it, and the proposed scheme.

This consultation brochure provides information about what we are consulting on. A response form has also been published, which will allow you to share your views. The latter is also available online at **www.highwaysengland.co.uk/A38-Derby-Junctions**.

Your feedback is essential to this consultation as it will enable us to improve the scheme before we start the planning process.

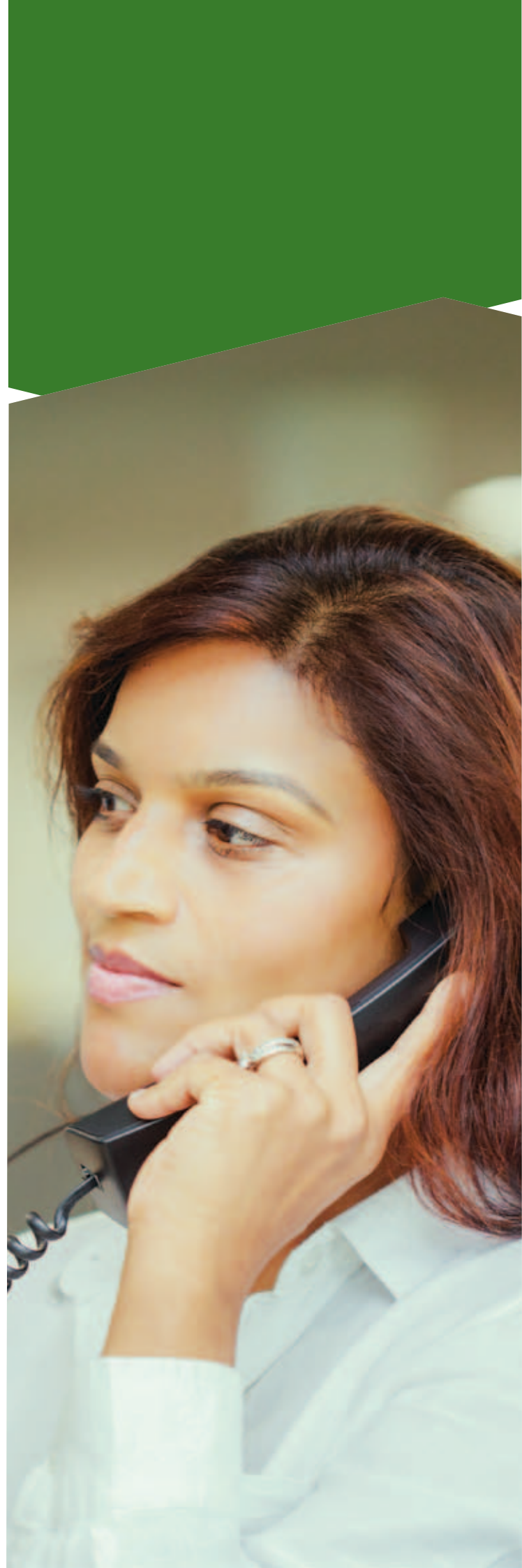
How to respond

We'd like to hear what you think of our proposals, so please share your views, any concerns, ideas or local knowledge that you may have. The consultation will run for 6 weeks, from Friday 7 September to Thursday 18 October 2018 and there are several ways you can tell us what you think.

- Complete the online form by following the link to our consultation page at: www.highwaysengland.co.uk/A38-Derby-Junctions
- Fill in and return one of the response forms we have provided. You can return these by posting them to FREEPOST A38 DERBY JUNCTIONS or can leave the forms at any of our public consultation events.
- Email a scanned copy of the response form to: A38derbyjunctions@highwaysengland.co.uk

To support the consultation and to give you the opportunity to find out more about our proposals, we're holding 8 public exhibition events. The dates, times and venues for these events can be found on the next page.

Please remember to submit any feedback you have by 11.59pm on Thursday 18 October 2018.



Public exhibition events

One of the best ways to find out more about our proposals is to come to one of our public consultation events. Here you'll be able to find out more about the scheme and speak to members of the project team who will be happy to answer any questions you may have.

The events will be held at the following venues on the dates and times indicated.

A portable induction loop system will be available at all exhibition events to assist those who are hard of hearing, and a British Sign Language interpreter will be available where indicated below.

Dates	Location
Friday 7 September 2pm – 8pm Saturday 8 September 10am – 4pm A British Sign Language interpreter will be available	University of Derby Enterprise Centre Bridge Street, Derby, DE1 3LD
Wednesday 12 September 12 noon – 8pm	Breadsall Priory Moor Road, Morley, Derby, DE7 6DL
Thursday 13 September 12 noon – 8pm	Haslams (The Venue), Derby RFC Haslams Lane, Darley Abbey, Derby, DE22 1EB
Saturday 15 September 2.30pm – 8pm	Breadsall Memorial Hall Brookside Road, Breadsall, Derby, DE21 5LR
Tuesday 18 September 10am – 1pm and 3.30pm – 7pm	Allestree Memorial Hall, 1 Cornhill, Allestree, Derby, DE22 2GG
Wednesday 19 September 3.30pm – 8pm	Little Eaton Village Hall Vicarage Lane, Little Eaton, Derby, DE21 5EA
Saturday 22 September 10am – 4pm A British Sign Language interpreter will be available	Brackensdale Primary School Walthamstow Drive, Derby, DE22 4BS

Scheme location plan



Why do we need this scheme?

The A38 is an important route from Birmingham to Derby and through to the M1 at junction 28.

Where it passes through Derby, long distance traffic interacts with a large volume of vehicles making local journeys. These interactions create congestion and delays at the following 3 existing roundabout junctions to the west and north of Derby city centre:

- A38/A5111 Kingsway roundabout
- A38/A52 Markeaton roundabout
- A38/A61 Little Eaton roundabout

Highways England is committed to resolving these issues. After delivering improvement schemes at Little Eaton and Markeaton roundabouts in 2014/2015 to reduce congestion

in the short term, we have been developing longer term plans to resolve the traffic problems more permanently.

The scheme's objectives

The Government's strategic vision for the road network is to make journeys better in the Midlands by operating, maintaining and improving major A roads and motorways, through a programme of investment to ensure that the region's roads are fit for now and the future.

The specific objectives of the A38 Derby Junctions scheme are to:

- Reduce congestion and improve the reliability of journey times between Birmingham, Derby and the M1

- Help facilitate regional development and growth in Derby City and its surrounding
- Improve safety for all road users, and for those people living near the junctions
- Connect people by maintaining existing facilities (eg crossings and ramps etc) or providing new means for cyclists, pedestrians and disabled users to cross the road.

The preferred route

Following the consultation in Spring 2015, Highways England developed the options taking into account comments and issues raised. The preferred route was announced in January 2018. More information on the previous consultation and the preferred route announcement is available to view at www.highwaysengland.co.uk/A38-Derby-Junctions

The key features of the preferred route are to:

- Lower the A38 to pass underneath the modified Kingsway and Markeaton junctions
- Widen the A38 to 3 lanes in each direction between the Kingsway and Kedleston Road junctions
- Build 2 new bridges to carry the A38 traffic over the modified roundabout at Little Eaton junction

Now the scheme has been refined, we'd like to share with you our proposals for each junction.





Key features of our proposed design: Kingsway junction

The A38 will be lowered to pass underneath the modified junction in a new underpass with 2 new roundabouts and a new bridge to carry traffic over the lowered A38. New slip roads will be built between the lowered A38 and the new ground level roundabouts to allow people to join and leave the A38 and use the local roads.

The A38 will be widened to 3 lanes in each direction between the Kingsway junction and Markeaton junction, with the speed limit increased from 40mph to 50mph.

Pedestrians, cyclists and non-motorised users

Pedestrian and cycle routes will be improved at the junction. Existing cyclist and pedestrian routes and crossing points will be retained. A new pedestrian and cycle route will be provided across the new bridge in the centre of the junction to link the residential areas west of the A38 with the A5111 and the Kingsway Retail Park.

Key

-  NEW ROAD
-  NEW ROAD - 3 LANES
-  ATTENUATION POND
-  SIGNALISED CROSSING
-  UNSIGNALISED CROSSING
-  EARTHWORKS
-  FOOTWAY / CYCLEWAY & PAVED AREAS
-  EXISTING FOOTWAY / CYCLEWAY
-  ROAD FEATURES
-  POTENTIAL NOISE BARRIER
-  TIMBER PALISADE FENCE
-  SECURITY FENCE
-  POST & 4 RAIL FENCE
-  EXISTING ROAD ACCESS TO BE CLOSED

Changes to local access

For safety reasons, there will no longer be access to or from the A38 at the Brackensdale Avenue and Raleigh Street junctions. Instead there will be access from Kingsway Park Close. This option impacts less on the local community in particular the properties on Greenwich Drive South and the area of public open space. It also provides a more direct access to the A38 for commercial traffic using the Kingsway Industrial Park, so keeping the larger vehicles away from residential areas.

Other impacts

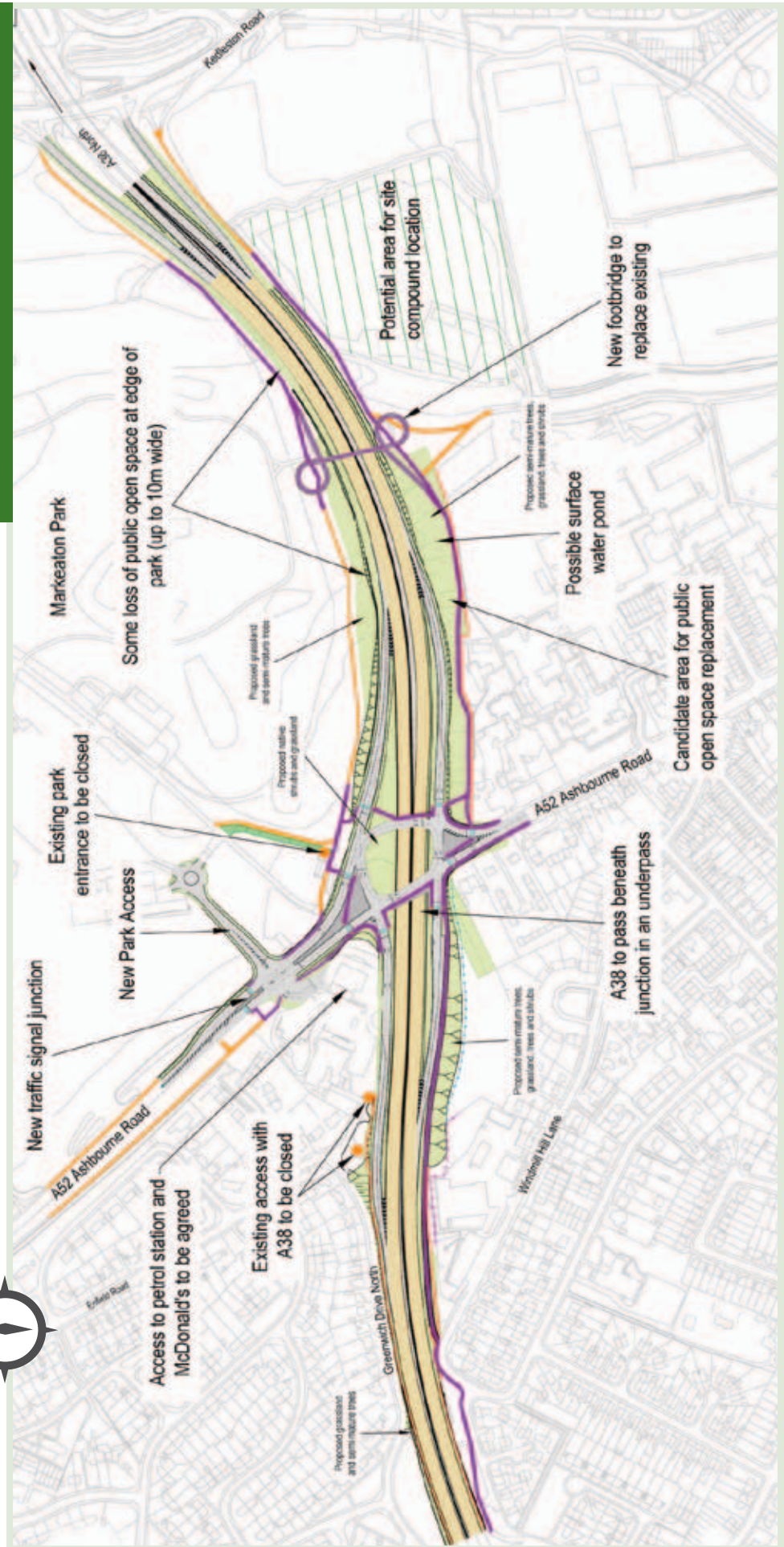
Habitats within the designated Local Wildlife Site at the existing Kingsway junction will be lost as the new A38 route passes through the centre of the existing junction. Proposals for replacement habitats are being developed with local stakeholders.

There will be some loss of public open space from Mackworth Park and next to Greenwich Drive South to accommodate the northern roundabout. Proposals for replacement public open space are being developed with Derby City Council.

We would like your thoughts on whether noise or visual barriers should be provided between Kingsway and Markeaton junctions and what types of barrier should be used (eg timber fence etc). More information about types of barriers that can be considered can be found on page 17.



Markeaton junction



Key features of our proposed design: Markeaton junction

The A38 will be lowered to pass underneath a modified signalised roundabout, in a new underpass with 2 new bridges to carry the A52 traffic across the lowered A38. New slip roads will be built between the lowered A38 and the new ground level roundabout to allow people to join and leave the A38 and use the local roads.

The A38 will be widened to 3 lanes in each direction between Markeaton junction and Kedleston Road, with the speed limit increased from 40mph to 50mph.

Pedestrians, cyclists and non-motorised users

We believe the best way to get pedestrians and cyclists safely across the junction is to provide signal controlled crossings around it.

The existing pedestrian footbridge over the A38 will be replaced. A new bridge will provide improved access for all pedestrian, cyclist and disabled users though.

The existing cyclist and pedestrian routes and crossing points will be retained except for the uncontrolled crossing point between Thurcroft Close and Greenwich Drive North. We are proposing to remove this crossing point for safety reasons. Alternative routes will be via Brackensdale Avenue or the new signal-controlled crossings at Markeaton junction.

Changes to local access

A revised access will be provided to Sutton Close and 2 properties on Ashbourne Road.

The existing entrance to Markeaton Park from the roundabout will be closed. An improved entrance and exit to the park will be provided from the A52. This will be at a new signalised junction which will also change the way people currently access the petrol station and McDonalds. The specific access arrangements to the petrol station and McDonald's from the A38 are being discussed with the businesses and are yet to be finalised.

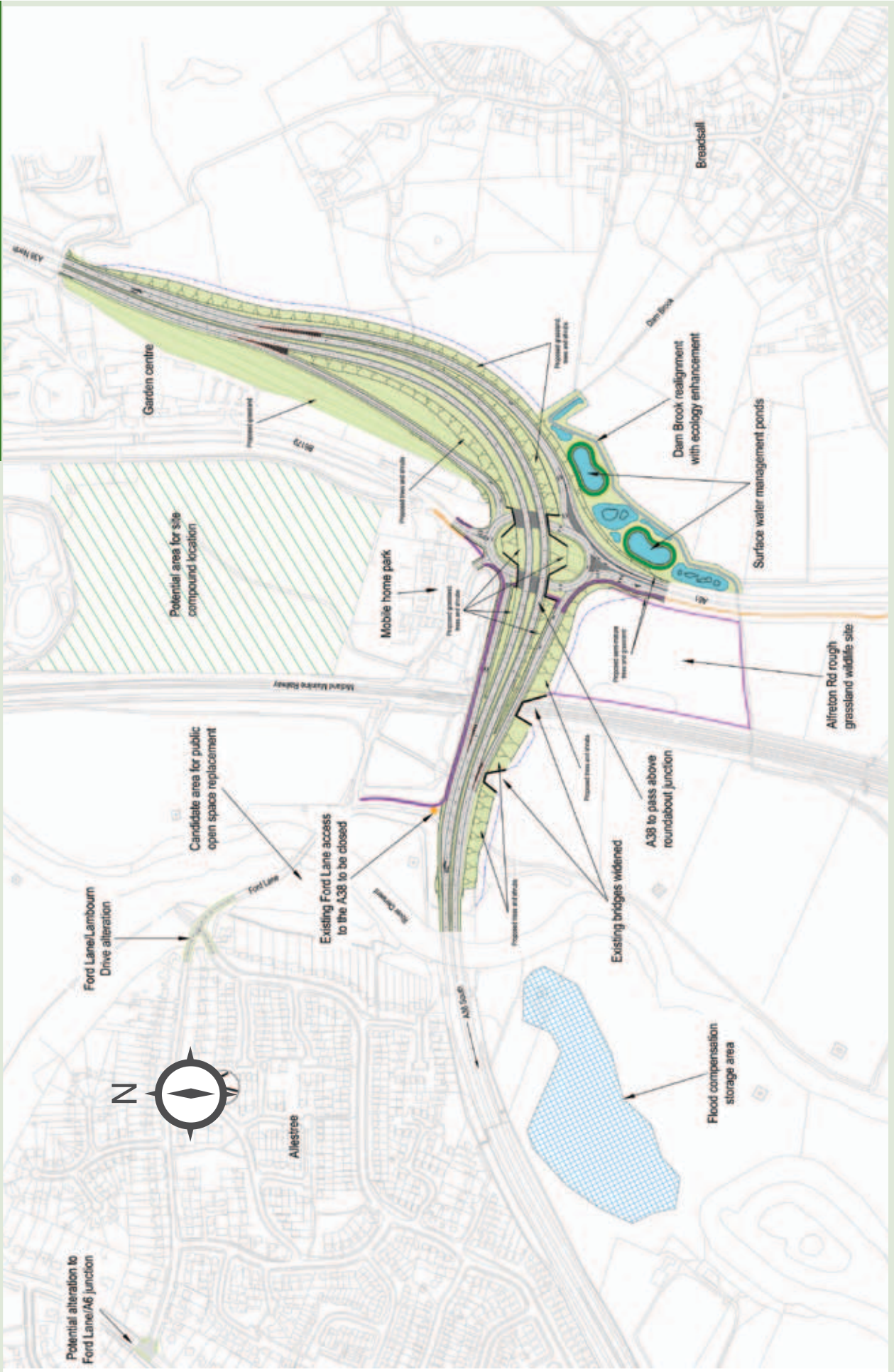
For safety reasons vehicle access to and from the A38 at Enfield Road will be closed permanently.

Other impacts

There will be some minor loss of land from Markeaton Park as well as the loss of a small number of trees next to the A38. However, we aim to replace this with public open space with land that becomes vacant following the removal of the properties on Queensway.



Little Eaton junction



Key features of our proposed design: Little Eaton junction

Two new bridges will be built to carry the A38 traffic over the new roundabout on a flyover which will separate traffic using the A38. The existing roundabout will be extended to the south and new slip roads will be built to allow road users to join and leave the A38 and other local roads. The dedicated A38 to A61 southbound segregated lane will be retained. The existing bridge over the railway will be widened to carry the new southbound A38 carriageway. The existing national speed limit on the A38 will be kept, although an advisory 50mph limit will be displayed on the bend through the junction. A tighter bend minimises the footprint of the junction and the impact on local communities.

Pedestrians, cyclists and non-motorised users

All existing footways and cycleways will be maintained. Where necessary they will be re-routed around the new roundabout. Signal controlled crossings will be provided for users to cross the slip roads.

Changes to local access

For safety reasons vehicle access to and from the A38 at Ford Lane will be

closed permanently. Access to the local business Talbot Turf will be via Ford Lane from the A6 Duffield Road. This is likely to require minor alterations to the layout of the junction between Ford Lane and Lambourn Drive. The final form of any changes to the junction will be agreed with Derby City Council.

Other impacts

Part of the existing River Derwent floodplain will be lost due to the new junction. We propose to replace it with a compensation area to the west of the River Derwent. There will be no increase in flood risk to the surrounding area.

There will be a change to the landscape and some visual impact for residents along Ford Lane (including those living in the mobile home park) and those in Breadsall village in the opening area due to loss of existing vegetation, however this will reduce over time as proposed replacement landscaping planting establishes.

Elements still under consideration

As a consequence of closing the Ford Lane access to the A38, we are currently exploring with Derby City Council whether any alterations are required to the Ford Lane junction with A6 Duffield Road. This could include local widening of the junction or installing traffic signals. The changes will be agreed with Derby City Council who manage the A6 and Ford Lane.

The extent of street lighting to be provided on the flyover is also still being assessed.

Environmental barriers, along the main A38, are being considered on the approaches to the junction. These barriers could be timber, made of synthetic materials or created using earth bunds. Assessments are continuing on which form of barrier will be most effective, but we welcome your views on this. More information about types of barriers that can be considered can be found on page 17.



Proposed land requirements for the scheme overall

As part of the process of applying for a Development Consent Order (DCO) we are consulting on the proposed areas of land required for the development of the scheme. Both that which is needed permanently for the new junctions, and land that will be required temporarily, for example for construction compounds and working space.

We are doing this before we submit our DCO application and are working with affected landowners to understand and best mitigate for any impact that this may have on them and their businesses and properties.

Further information can be found on the Planning Inspectorate (PINS) website at <http://infrastructure.planningportal.gov.uk>.

Impacts on the environment

We always look to minimise the potential effects of road building, operation and maintenance on the environment and we seek to work in as sustainable a way as possible.

We are currently carrying out our assessments to understand the potential environment impacts and subsequent effects of the scheme. This includes identifying what we can do to reduce any impacts our work may have.

We have summarised the expected impact of our proposals in a Preliminary Environmental Information Report (PEIR). This document, along with a non-technical summary of the PEIR can be found on our webpage (www.highwaysengland.co.uk/A38-Derby-Junctions), at any of the public consultation events, or at any of the consultation deposit points (see list on page 20).

These documents contain preliminary information about the environmental impacts of the scheme. These findings will be developed further in an Environmental Statement as the scheme progresses, reflecting the evolution of the scheme design, informed by the feedback from this consultation, and the ongoing Environmental Impact Assessment process.

An Environmental Statement, presenting the full results of the Environmental Impact Assessment, will be submitted with our application for a development consent order.



Environmental impacts of the scheme: what we consider

	What we will do	Why we will do it
Air quality <i>This considers the health related issues for local and regional air quality and the global issues of climate change</i>	<ul style="list-style-type: none"> ■ Identify measures to control and reduce construction dust and emissions ■ Model and assess the impacts of the scheme on air quality during construction and after the road is open 	<ul style="list-style-type: none"> ■ To reduce the air quality effects of scheme construction ■ To understand the effect of the scheme, including potential air quality improvements
Noise <i>This considers the impact of the scheme traffic flow, noise and vibration levels</i>	<ul style="list-style-type: none"> ■ Identify measures to control and reduce construction noise impacts, such as restricted hours of work ■ Install noise barriers where appropriate 	<ul style="list-style-type: none"> ■ To reduce the adverse effects of scheme construction ■ To mitigate potential increases in levels of traffic noise caused by the scheme
Cultural Heritage <i>This considers the impact of the scheme on archaeological sites, historic buildings and landscapes.</i>	<ul style="list-style-type: none"> ■ Carry out archaeological investigations in advance of construction ■ Design the scheme sensitively in relation to known heritage features ■ Preserve archaeological remains by recording findings and features where applicable 	<ul style="list-style-type: none"> ■ To avoid or reduce impacts to known archaeological remains historic buildings and landscapes where possible ■ To deal sensitively with unknown archaeological remains, which may be uncovered during scheme construction
Landscape and visual impact <i>This considers the impact of the scheme on the local landscape and on the quality of views from properties nearby</i>	<ul style="list-style-type: none"> ■ Seek to integrate the road and associated structures into the landscape through sensitive design, including alignment, earth modelling and planting ■ Plant trees and shrubs in keeping with the local landscape character 	<ul style="list-style-type: none"> ■ To optimise the fit of the scheme into the landscape where practicable ■ To mitigate potential impacts to views, local landscape character and features
Climate <i>This considers the impact that the construction and operation of the scheme could have on future climate change</i>	<ul style="list-style-type: none"> ■ Quantify greenhouse gas (GHG) emissions across the lifecycle of the scheme (construction, operation use, maintenance) ■ Consider the operational resilience of the scheme to the impacts of future climate change 	<ul style="list-style-type: none"> ■ To identify the impact the proposed scheme may have on the UK Government meeting its GHG reduction targets ■ To identify opportunities to mitigate GHG emissions ■ To identify mitigation measures to reduce disruption to future operations caused by climate change

Environmental impacts of the scheme: what we consider

	What we will do	Why we will do it
Biodiversity <i>This considers the impact of the scheme on ecologically important sites, protected species and the potential impact on sensitive species such as Great Crested Newts.</i>	<ul style="list-style-type: none"> ■ Protect specific bird nesting and breeding sites and programme certain construction activities to avoid or reduce disturbances ■ Incorporate infrastructure, fencing and planting to guide animals under, over and away from road where appropriate ■ Enhance and / or create replacement habitats as required 	<ul style="list-style-type: none"> ■ To avoid or reduce the impact of the scheme on important habitats and protected species such as bats, badgers and birds
The water environment <i>This considers the impact of the scheme traffic flow, noise and vibration levels</i>	<ul style="list-style-type: none"> ■ Develop measures to reduce the risk of water pollution during construction ■ Create ponds and shallow channels (swales), where appropriate 	<ul style="list-style-type: none"> ■ To help slow the flow of surface water from the road to the surrounding environment and prevent inadvertent discharges of silt and pollutants into watercourses ■ To prevent flood risk arising from the scheme
Geology and soils <i>This considers the impact of the scheme on soil quality and the disturbance of any contaminated land.</i>	<ul style="list-style-type: none"> ■ Develop a soil management strategy ■ Carry out site investigations to identify potentially contaminated land 	<ul style="list-style-type: none"> ■ To avoid or reduce impacts to known archaeological remains historic buildings and landscapes where possible ■ To deal sensitively with unknown archaeological remains, which may be uncovered during scheme construction
Materials and waste <i>This considers the impact of the scheme on the local landscape and on the quality of views from properties nearby</i>	<ul style="list-style-type: none"> ■ Investigate the potential for locally-sourced construction materials ■ Design for materials reuse where practicable 	<ul style="list-style-type: none"> ■ To limit the carbon footprint of the scheme ■ To reduce the number of construction traffic movements
People & communities <i>This considers safety, journey time, congestion and accessibility for everyone along the route. In addition, it looks at the effect of the scheme during construction and once it is built.</i>	<ul style="list-style-type: none"> ■ Consider alternative routes and crossing points where the scheme would affect routes used by pedestrians, cyclists and equestrians ■ Provide alternative access routes for farmers as appropriate ■ Restore land to appropriate uses where applicable 	<ul style="list-style-type: none"> ■ To avoid or reduce diversions or severance of public rights of way and other routes ■ To mitigate the potential impact of the scheme on access or use of community facilities, as well as on local homes, businesses, potential developments and agricultural land

Potential barrier types

Barriers, screening against noise and the look of the new road, can be used to help reduce the impact of the scheme. We have included some indication of where barriers might be used on this scheme on a visualisation video which has been put together for this scheme. This has been done for illustrative purposes only. The video can be found by following the links on our webpage, **www.highwaysengland.co.uk/A38-Derby-Junctions**.

We would like your thoughts on whether noise and visual barriers should be provided though and what types should be used.

The location, space available and visual impact need to be taken into account when considering which form of barrier should be used. The types of barrier that could be used on this scheme could be as shown below.

Further details about the impact of each type of barrier can be found in the Preliminary Environment Information Report, which can be found at the deposit points, consultation events or read or downloaded from our webpage, **www.highwaysengland.co.uk/A38-Derby-Junctions**.

Timber barrier

These would provide visual screening and would be effective in mitigating noise. In some situations, the barriers can sometimes be considered to be visually intrusive.



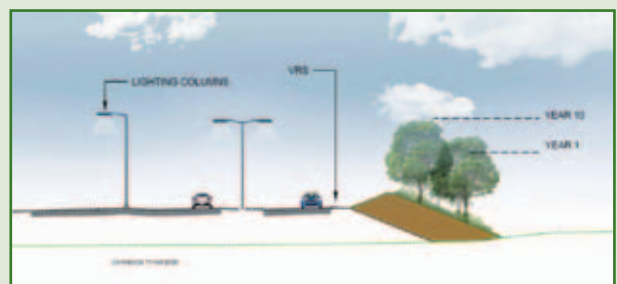
Timber barrier with climbing vegetation

These are similar to the solid barrier above, but supplemented with appropriate landscape planting. This will grow up the fence to give a more natural looking appearance over time.



Earth bunds

These can provide visual screening and reduce noise levels. Bunds are not as effective as reducing noise as the timber barriers though and they require a lot of land. They could be used at Little Eaton between Breadsall and the A38 to provide screening of the A38 southbound diverge slip road and the A61 southbound link road.



Public open space

The scheme will result in the permanent loss of some designated public open space at Kingsway junction and Markeaton junction. We are proposing to provide replacement public open space at Kingsway and Markeaton junctions using a combination of:

- the area vacated by the buildings removed on Queensway and Ashbourne Road
- and areas of the existing A38 and slip roads at Brackensdale Avenue and Raleigh Street

The locations of the affected public open space and candidate sites for replacement are shown on the individual junction maps on pages 8, 10 and 12.

We welcome your thoughts on whether you would support provision of replacement public open space off Ford Lane, as well as your ideas of other potential replacement options. Questions in the feedback form give you the opportunity to comment on the proposals relating to public open space.

Incorporating your views

We need your help to understand how we can further optimise the design at each of the 3 junctions, and in doing that minimise any impact that the scheme may have.

The response form that accompanies this consultation will ask you for your opinion on things like:

- The location of pedestrian and cyclist crossings
- The need for noise and or visual barriers along the scheme and the type of barriers you think we should use
- The need for screening barriers at Little Eaton junction
- The impact on areas of public open space, and how this can be best mitigated for
- The wider environmental impact of the scheme, and how else we could reduce this.

It is important that you share your views so that they are taken into consideration as we develop the scheme.



What happens next?

This is your opportunity to give your views on our proposal. If, after reading this booklet, you have further questions or would like to find out more, please come to one of our exhibition events, details of which are available at the front of this brochure. You can also:

- Visit our website at: www.highwaysengland.co.uk/A38-Derby-Junctions
- Email us at: A38derbyjunctions@highwaysengland.co.uk
- Call us on: 0300 123 5000.
- Write to us at:

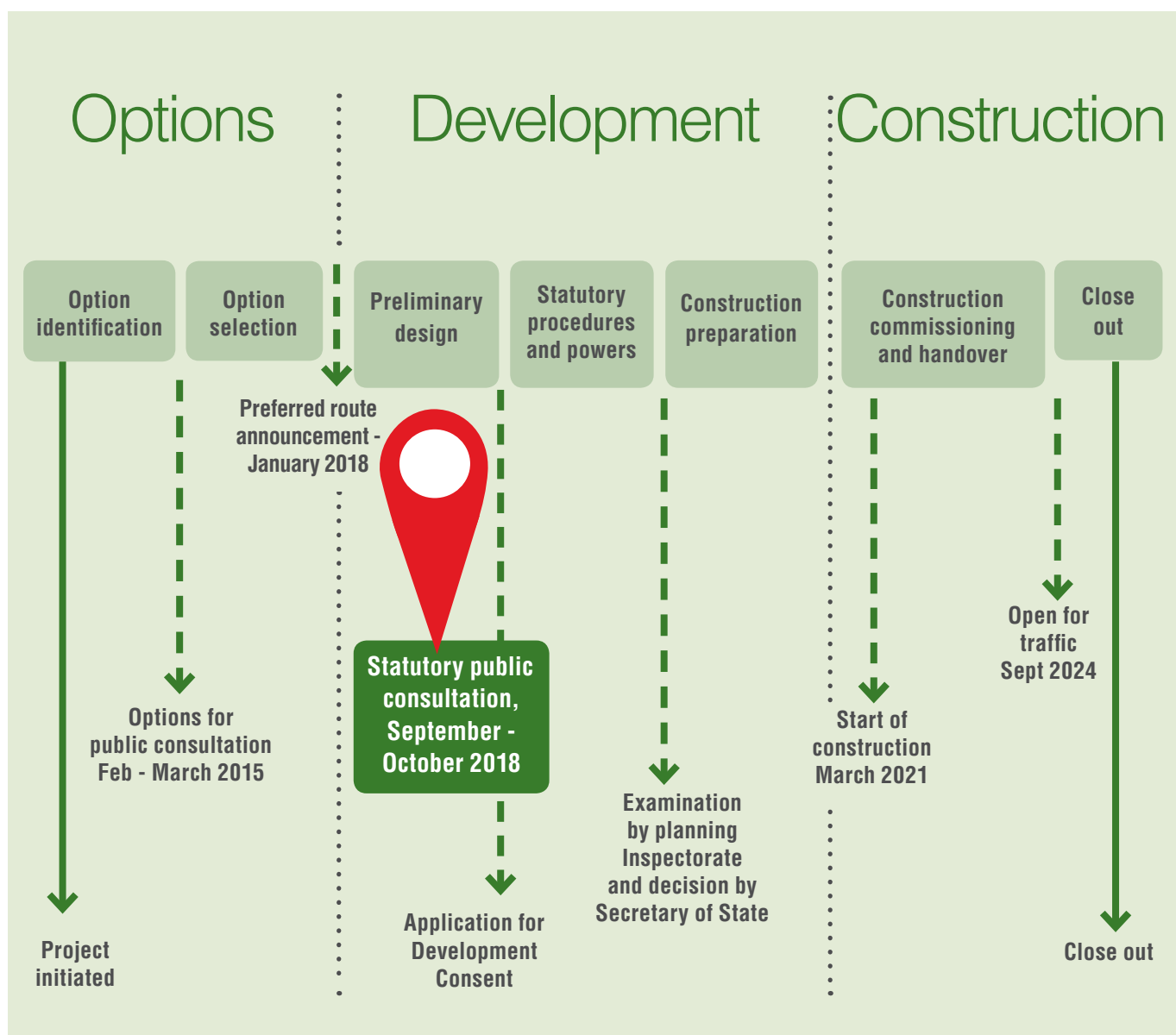
FREEPOST A38 DERBY JUNCTIONS

When you are ready to give us your views please fill in and send us your completed consultation questionnaire. You can complete it online, or download and print it from our website.

The statutory consultation will close at 11:59pm on Thursday 18 October 2018.

Once the consultation has closed we'll analyse your feedback, consider all suggestions made, and respond to it in the report we prepare on the consultation.

Your views will help the Secretary of State for Transport make a decision on our application. The stages of scheme development are explained by the diagram below.



Further information

Log onto our webpage:

www.highwaysengland.co.uk/A38-Derby-Junctions to find the following supporting information.

- The Preliminary Environmental Impact Report (PEIR)
- A non technical summary of the PEIR
- A 3D visualisation of the scheme proposals

Paper consultation brochures along with all consultation materials will be available at the following deposit locations from 7 September to 18 October 2018.

Allestree Library

Park Farm Centre, Park Farm Drive, Derby, DE22 2QN

Opening times:

Monday – closed
Tuesday 10am – 5pm
Wednesday – closed
Thursday 10am – 7pm
Friday 10am – 5pm
Saturday 10am – 1pm
Sunday – closed

Breadsall Village Shop

2 Rectory Lane, Breadsall, Derby, DE21 5LL

Opening times:

Monday to Friday 07:15 – 18:30
Saturday 07:45 – 18:00
Sunday 08:30 – 14:00

Riverside Library

Council House, Corporation Street, Derby, DE1 2FS

Opening times:

Monday to Friday 8:30am – 5pm
Saturday – 9am – 1pm
Sunday – closed

Derbyshire County Council Offices

County Hall, Matlock, DE4 3AG

Opening times:

Monday to Friday 9am – 5pm
Saturday – closed
Sunday – closed

Etwall Library

Main Street, Etwall, Derby, DE65 6LP

Opening times:

Monday 2pm – 7pm
Tuesday closed
Wednesday – 10am – 5pm
Thursday 2pm – 7pm
Friday closed
Saturday – closed
Sunday – closed

Little Eaton Post Office

(within the Co-operative)

160 Alfreton Road, Little Eaton, Derby, DE21 5DE

Opening times:

Monday to Friday 9am – 5:30pm
Saturday 9am – 11pm
Sunday – closed

Mackworth Library

Prince Charles Avenue, Mackworth, Derby, DE22 4BG

Opening times:

Monday 10am – 5pm
Tuesday 1pm – 5pm
Wednesday – closed
Thursday 1pm – 5pm
Friday – closed
Saturday 10am – 1pm
Sunday – closed

Mickleover Library

Holly End Road, Derby, DE3 0EA

Opening times:

Monday – closed
Tuesday 10am – 15pm
Wednesday – closed
Thursday 10am – 7pm
Friday 10am – 5pm
Saturday 10am – 1pm
Sunday – closed

Contact us

If you wish to contact us, you can reach us in the following ways:

- Email us at: A38derbyjunctions@highwaysengland.co.uk
- Website: www.highwaysengland.co.uk/A38-Derby-Junctions (you can register on this page, to receive email updates as the scheme progresses)
- Post
**A38 Derby Junctions Project,
Highways England, Floor 5,
Two Colmore Square,
38 Colmore Circus,
Birmingham,
B4 6BN.**
- Telephone: 0300 123 5000

Notes

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This document is also available on our website at www.gov.uk/highways

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Highways England Creative BHM18_0344

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Highways England Company Limited registered in England and Wales number 09346363

A38 Derby Junctions Scheme

Statutory Public Consultation Public consultation response form

7 September to 18 October 2018



We want to understand your views on our proposals to improve the Kingsway, Markeaton and Little Eaton junctions on the A38 through Derby.

This form has been designed to help you provide your feedback. We recommend that you read the accompanying consultation brochure and the other supporting consultation documents before you complete it. You may also wish to attend one of the public exhibitions that are being held during the consultation period. Details of the events being held can be found in the brochure, or on our webpage:

www.highwaysengland.co.uk/A38-Derby-Junctions

When you are ready, please complete the questionnaire, you can do this in a number of ways:

- **Online:** follow the links to our consultation page from www.highwaysengland.co.uk/A38-Derby-Junctions
- **By post:** Send this completed form to 'FREEPOST A38 DERBY JUNCTIONS'
- **By email:** scan a copy of your completed form and email it to, A38DerbyJunctions@highwaysengland.co.uk

The consultation will run for 6 weeks, beginning on 7 September 2018. It will close at 11.59pm on 18 October 2018.

The questionnaire is split into 4 parts: a section about you, a section about the scheme as a whole, a section about the specific junctions, and finally a section about the consultation process.



Part 1: About you

Please provide us with your name and address. If you’d prefer to stay anonymous, please just provide your postcode – this is needed for the purpose of data analysis.

Your name _____

Your address _____

Postcode _____

If you would like us to update you on the outcome of the consultation and the next stages in the project, please give us your email address below.

Email address _____

If you are responding on behalf of an organisation, please tell us the name of the organisation and your role in it.

Name of Organisation _____

Your role in the organisation _____

1. How does the A38 Derby junctions scheme affect you? (please tick all that apply)

- ☐ I'm a local resident (lives within 2 miles of one of the junctions)
- ☐ I'm a business owner (business address within 2 miles of one of the junctions)
- ☐ I'm employed locally (within 2 miles of one of the junctions)
- ☐ I'm a landowner (within the area of land proposed for the scheme)
- ☐ I regularly travel through the area using a private vehicle
- ☐ I regularly travel through the area in a commercial vehicle
- ☐ Other (please state) _____

2. How frequently do you use the A38 through Derby? (please tick all that apply)

- ☐ 5+ days a week
- ☐ 2-4 days a week
- ☐ Weekly
- ☐ Monthly
- ☐ Less often
- ☐ Never

3. What times of day do you normally use this route? (please tick all that apply)

- ☐ Weekday peak periods (morning or evening rush hours)
- ☐ Weekday daytime
- ☐ Evenings / nights
- ☐ Weekends

4. How do you normally travel through the A38 through Derby (select all that apply)

- ☐ Car/van
- ☐ HGV / LGV
- ☐ Bus
- ☐ Motorcycle
- ☐ On foot
- ☐ Bicycle
- ☐ Other (please state) _____

Part 2: The scheme as a whole

5. To what extent do you agree that the 3 junctions on the A38 in Derby need improving?

- ☐ Strongly agree
- ☐ Agree
- ☐ Neither agree nor disagree
- ☐ Disagree
- ☐ Strongly disagree
- ☐ Don't know

6. How well do you think the proposed scheme addresses Highways England objectives? (please tick all that apply)

Objective	Very well	Well	Neither	Not well	Not at all well	Don't know
Reduce congestion at the 3 junctions on the A38						
Improve reliability of journey times when travelling on the A38						
Support future development in the area						
Maintain road safety						
Connect people by maintaining or providing appropriate pedestrian/cyclist facilities for crossing and travelling along the road						
Minimise or reduce the impact on the environment, including air quality and noise						

7. The Preliminary Environment Information Report which has been published alongside the consultation brochure, outlines the potential impact of the scheme and what we propose to do in response. Is there anything you think we have missed, or should additionally consider in our assessments?

8. After reading the consultation brochure and Preliminary Environment Information Report, and providing your responses to the questions asked, do you have any other comments on our proposals for the A38 Derby Junctions scheme?

Part 3: Questions about the specific junctions

Kingsway junction

Details of our proposals can be found on pages 8 - 12 of the consultation brochure and in the Preliminary Environment Information Report (PEIR).

9. Do you have any comments regarding whether noise barriers should be provided along both sides of the A38 mainline between Kingsway junction and Windmill Hill Lane, and the type of barrier? Details of the noise barriers can be found in the consultation brochure and the PEIR.

10. Areas of public open space land will be lost from Mackworth Park and next to Greenwich Drive South, as a result of the scheme. We are providing replacement areas and have included suggestions in the brochure. Do you have any comments regarding these potential sites?

11. In addition to maintaining the existing pedestrian and cyclist routes and crossing points, we are providing new facilities. Do you have any comments regarding the facilities we are providing for pedestrians and cyclists?

12. Do you have any other comments on our proposals for Kingsway junction?

Markeaton junction

Details of our proposals can be found on pages 8 - 12 of the consultation brochure and in the Preliminary Environment Information Report (PEIR).

13. Do you have any comments regarding whether noise barriers should be provided along both sides of the A38 mainline between Windmill Hill Lane and Markeaton junction, and the type of barrier? Details of the noise barriers can be found in the consultation brochure and the PEIR.

14. Areas of public open space land will be lost from the edge of Markeaton Park as a result of the scheme. We are providing replacement areas and have included suggestions in the brochure. Do you have any comments regarding these potential sites?

15. It is proposed to close the existing uncontrolled pedestrian crossing of the A38 between Thurcroft Close and Greenwich Drive North, for safety reasons. Alternative routes will be via Brackensdale Avenue or the new controlled crossings at Markeaton junction. Do you have any comments on this proposal? Would you use the new facilities? If not, why not?

16. Do you have any other comments regarding the facilities we are providing for pedestrians and cyclists around Markeaton junction?

17. Do you have any other comments on our proposals for Markeaton junction?

Little Eaton junction

Details of our proposals can be found on pages 8 - 12 of the consultation brochure and in the Preliminary Environment Information Report (PEIR).

18. Do you have any comments about our proposed environmental mitigation proposals in the form of environmental screening / barriers at the Little Eaton junction? Details of the screening can be found in the consultation brochure and the PEIR.

I would prefer:

- ☐ No screening
- ☐ Timber barrier
- ☐ Timber barrier with climbing vegetation
- ☐ Earth bunds
- ☐ No preference
- ☐ Other **(Please use the space below to offer any additional comments or explain your choice)**

19. In addition to maintaining the existing pedestrian and cyclist routes and crossing points, we are providing new facilities. Do you have any comments regarding the facilities we are providing for pedestrians and cyclists around Little Eaton junction?

Part 4: The consultation

20. How did you hear about this consultation? **(please tick all that apply)**

- ☐ Letter / Flyer through the door
- ☐ Poster / public notice
- ☐ Local radio / local media coverage
- ☐ Newspaper advert
- ☐ Word of mouth
- ☐ Highways England website
- ☐ Social media
- ☐ Other **(please state)** _____

21. Did you attend a consultation event?

- ☐ Yes
- ☐ No

General Data Protection Regulations

On 25 May 2018, the General Data Protection Regulations (GDPR) came into force. This legislation requires Highways England to explain to consultees, stakeholders and customers how their personal data will be used and stored.

Highways England adheres to the Government’s Consultation Principles, the Planning Act 2008 and the Highways Act 1980 as required, and may collect personal data to help shape development of highways schemes. Personal data collected for the A38 Derby Junctions scheme will be processed and retained by Highways England and its appointed contractors until the scheme is complete.

Under the GDPR regulations you have the right to request the following information from us:

1. Right of access to the data (Subject Access Request);
2. Right for the rectification of errors;
3. Right to erasure of personal data – this is not an absolute right under the legislation; Right to restrict processing or to object to processing and Right to data portability.

If, at any point, Highways England plans to process the personal data we hold for a purpose other than that for which it was originally collected, we will provide you with information about what that other purpose is. This will be done prior to any further processing taking place. The extra information will include any relevant further information as referred to above, including the right to object to that further processing. You have the right to lodge a complaint with the supervisory authority, the Information Commissioners Office. If you'd like more information about how we manage data, or a copy of our privacy notice, please contact DataProtectionAdvice@Highwaysengland.co.uk

Notes

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Contact us

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Website: www.highwaysengland.co.uk/A38-Derby-Junctions (you can register on this page, to receive email updates as the scheme progresses)

Telephone: 0300 123 5000

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