

CORRECTION NOTICE

THE M60/M62/M66 SIMISTER ISLAND INTERCHANGE DEVELOPMENT CONSENT ORDER 2025 (S.I. 2025 No. 0000)

SCHEDULE 4 TO THE PLANNING ACT 2008 CORRECTION OF ERRORS IN DEVELOPMENT CONSENT DECISIONS

11 December 2025

The Secretary of State received a request dated 21 October 2025 from Gowling WLG (UK) LLP acting on behalf of National Highways ("the Applicant") for the correction of errors and omissions in the M60/M62/M66 Simister Island Interchange Development Consent Order 2025 ("the Order"), under paragraph 1(5)(a) of Schedule 4 to the Planning Act 2008.

In accordance with paragraph 1(7) of Schedule 4 to the Act, on 27 October 2025, the Secretary of State notified the relevant local planning authority of the request for corrections.

The Secretary of State has made the following decision on corrections to the Order. Unless otherwise stated, the corrections that have been made, or not made, relate to requests made by the Applicant:

Correction to Schedules

Schedule 2, Part 1, Requirement 12 (Footpath passing through Haweswater underpass)

In paragraph 12(1), after "No part of" replace the words "the authorised development" with "Work Nos. 5, 6, 7, 8, 10 and 11".

Secretary of State's rationale: to refer specifically to the relevant works rather than the entire development, with other requirements.

In paragraph 12(1), delete the word "footpath" and replace with "path"

Secretary of State's rationale: To correct an error in the description of the path, and to ensure consistency with paragraph 12(2).

In paragraph 12(2), before "between Heybrook Close and Parrenthorn Road" insert "within the Order land,".

Secretary of State's rationale: to clarify that all works are within the Order limits.

In paragraph 12(3), replace the first reference to "authorised development" with "Work Nos. 5, 6, 7, 8, 10 and 11".

Secretary of State's rationale: to refer specifically to the relevant works rather than the entire development, ensuring consistency with other requirements.

Requested corrections not made

Article 30 - Temporary use of land for carrying out the authorised development

Under The Draft Development Consent Order and Related Matters section of the decision letter, the Secretary of State set out that Article 30 of the Order was amended to vary the relevant notice period in paragraph (2) from 14 days to 28 days to ensure consistency with other articles in this Order as the 14-day period was not justified in the Explanatory Memorandum.

Secretary of State's rationale: The Secretary of State notes that in the letter supporting the Applicant's proposal to the Secretary of State, it proposed to amend the 28 day notice period to 14 days to ensure consistency with articles 19(5) and 20(2) in the Order. While the Secretary of State notes this, she would like to highlight a typographical error in the wording of the decision letter. It was intended to set out that a 28 day period was consistent with *this* article in *other* Orders, rather than *this* Order itself. As the Applicant has still not adequately justified a reduced notification period, the Secretary of State has not made this correction.

LEGAL CHALLENGES RELATING TO APPLICATIONS FOR DEVELOPMENT CONSENT ORDERS

Under section 118(4) of the Act, a decision under paragraph 1 of Schedule 4 to correct an error in an Order granting development consent can be challenged only by means of a claim for judicial review. A claim for judicial review must be made to the High Court during the period of 6 weeks beginning with the day after the day on which the Order making the correction is published. The M60/M62/M66 Simister Island Development Consent Order 2025 (as amended) is to be published on the Planning Inspectorate website at the following address:

<https://national-infrastructure-consenting.planninginspectorate.gov.uk/projects/TR010064>

These notes are provided for guidance only. A person who thinks they may have grounds for challenging the decision to make the Correction Order referred to in this notice is advised to seek legal advice before taking any action. If you require advice on the process for making any challenge you should contact the Administrative Court Office at the Royal Courts of Justice, Strand, London, WC2A 2LL (020 7947 6655).