

MR & MRS J SUMSION

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## DEADLINE 9 SUBMISSION

We write as the owners of ██████████ and an Affected Party.

As requested by the Examining Authority, we are writing with a closing statement on outstanding matters not resolved by the end of the Examination as follows:

### 1. VOLUNTARY AGREEMENT

At the time of writing, our advisors are in advanced negotiations to reach an agreement on Heads of Terms for a voluntary agreement that includes the extent of and compensation for permanent and temporary land take and accommodation works in respect of the works generally but most significantly the works required for the new entrance drive to ██████████ off the proposed realignment of the A1133 and the closure of the existing entrance off the main A46.

Unfortunately the absence of a detailed design from NH has frustrated progress in reaching agreement on the Heads of Terms by the end of the Examination.

However, it remains our stated position that we wish to reach agreement on these terms as soon as possible in order that a formal legal agreement is entered into with NH with provisions related to the detailed design being made available from NH as soon as possible for consideration under the draft DCO obligations on NH as referred to in 2 below.

### 2. DRAFT DCO DETAILED DESIGN PROVISION

We note and support the specific provision included in the draft DCO under (Article 5) Schedule 2, Part 1, Para 19 including the amendment at Deadline 8 which includes Newark and Sherwood District Council as a consultee (together with us as owners and Historic England) as below:

██████████

19.— (1) The construction of the new entrance at ██████████ contained within Work No. 110 cannot commence until the Applicant has submitted to the Secretary of State for its approval in writing, following consultation with the relevant landowner of ██████████, Newark and Sherwood District Council and Historic England, the proposed design of the new entrance.

(2) The proposed design referred to in paragraph (1) must accord with the landscaping principles shown on the environmental masterplan and any relevant mitigation identified in the first iteration environmental management plan.

(3) The new entrance must be constructed in accordance with the approved design.

### 3. DETAILED DESIGN TIMETABLE

It follows from our submission under 1 above, that at the time of writing, NH has not yet prepared a detailed design for consideration by our clients or the other consultees. We consider that this should be prioritised in order that agreement can be reached as soon as possible.

We ask the Examining Authority to make a request of NH to set out a specific timetable for preparation of the detailed design.

### 4. PERMANENT LAND TAKE

As part of our discussions with NH, it has been clear for some considerable time that the extent of permanent acquisition proposed over land at ██████████ within plots 6/6b and 6/6d1 is not required by the Scheme as per the existing Land Plan (Ref: Regulation 5(2)(i) Sheet 6 of 7 Deadline 8 Submission) (as attached) and NH prepared a revised Land Plan in November 2024 which amends the extent of permanent land take and re-designates it as temporary.

We requested that NH submitted this revised Land Plan to the Examination by Deadline 8 but we note from the Deadline 8 documents published on Friday, 4 April that the revised plan has not been submitted to the Examining Authority.

We therefore attach a copy of the revised version and ask that the Examining Authority request a response from NH as to why this revised Land Plan has not been submitted and confirmation from NH that this revised Land Plan should form part of the final application documents for Examination.

We consider that the revised Land Plan should have formed part of the final documents submitted by NH at Deadline 8; not least as the negotiations between the parties and our advisors are based on this revised version.

For the avoidance of doubt, we maintain our objection to the Land Plan designations as shown on the plan at Regulation 5(2)(i) Sheet 6 of 7 Deadline 8 Submission.

### 5. WINTHORPE ROUNDABOUT FOOTPATH LINKS

As shown on the General Arrangement Plan (Ref: Regulation 5(2)(o), (5)(2)(p) and 6(2) Sheet 6 of 7 the new footpath located to the north east of the Winthorpe Roundabout finishes just short of an access road to the proposed balancing pond.

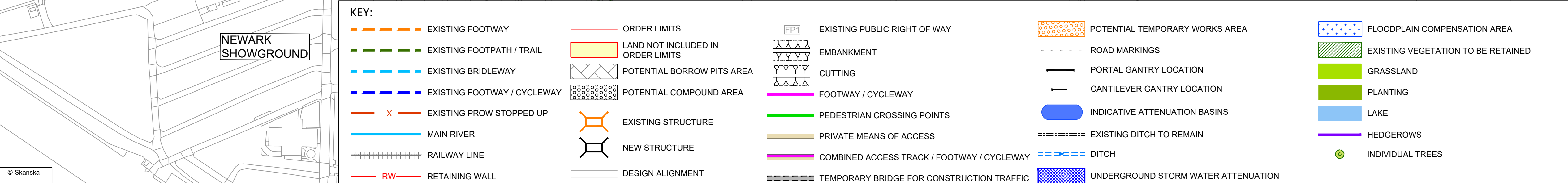
We suggested in our formal submission at deadline 2 (and as we have proposed to NH during our discussions) that the new footpath should be extended to meet with the new entrance point of ██████████ and the realigned A1133.

We wish to draw to the Examining Authority's attention that this has been included in a revised version of the General Arrangement Plan by NH (as attached) showing the extended footpath section.

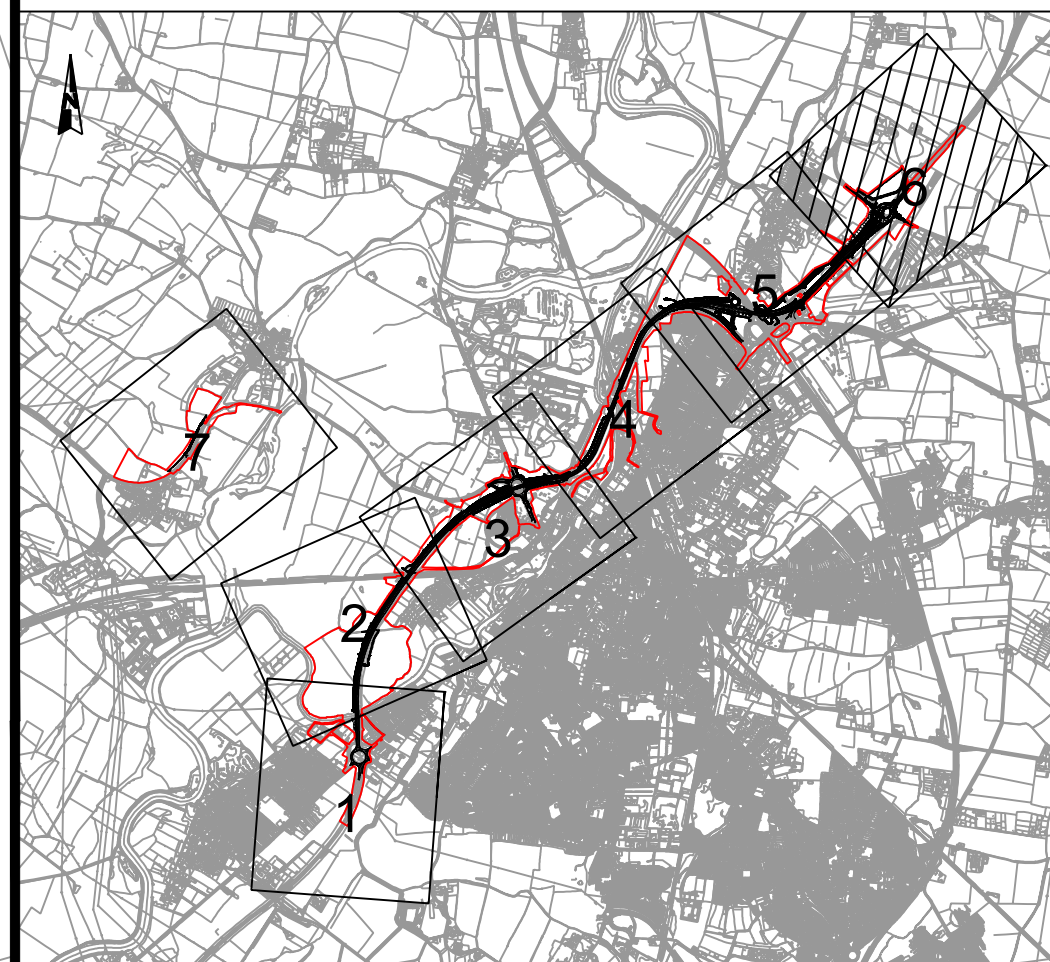
As part of our closing statement, we request that the Examining Authority formally request this change as part of the application under consideration.

We look forward to receiving a response from the Examining Authority and NH as Applicant in respect of the above matters.





- NOTES
1. ALL DIMENSIONS ARE IN METRES UNLESS OTHERWISE STATED.
  2. DO NOT SCALE FROM THIS DRAWING USE ONLY PRINTED DIMENSIONS.
  3. THE DESIGN SHOWN WILL BE SUBJECT TO DETAILED DESIGN DEVELOPMENT IN ACCORDANCE WITH THE PROVISIONS OF THE DEVELOPMENT CONSENT ORDER (TR010065/APP/3.1).
  4. THIS PLAN SHOULD BE READ IN CONJUNCTION WITH THE OTHER APPLICATION DOCUMENTS.



REV.	DATE	12/03/24	Revised for DCO Submission	JK	SC	TD
REV.	DATE		AMENDMENT DETAILS	ORIG	CHK'D	APP'D

CLIENT

national highways

PURPOSE OF ISSUE

DCO APPLICATION

DEVELOPMENT CONSENT ORDER NUMBER

TR010065

PROJECT TITLE

A46 NEWARK BYPASS

DRAWING TITLE

GENERAL ARRANGEMENT PLANS  
REGULATION 5(2)(o), 5(2)(P) and 6(2)  
SHEET 6 OF 7

ORIGINAL SIZE

A1

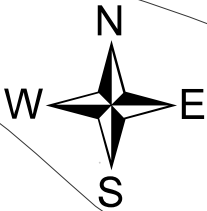
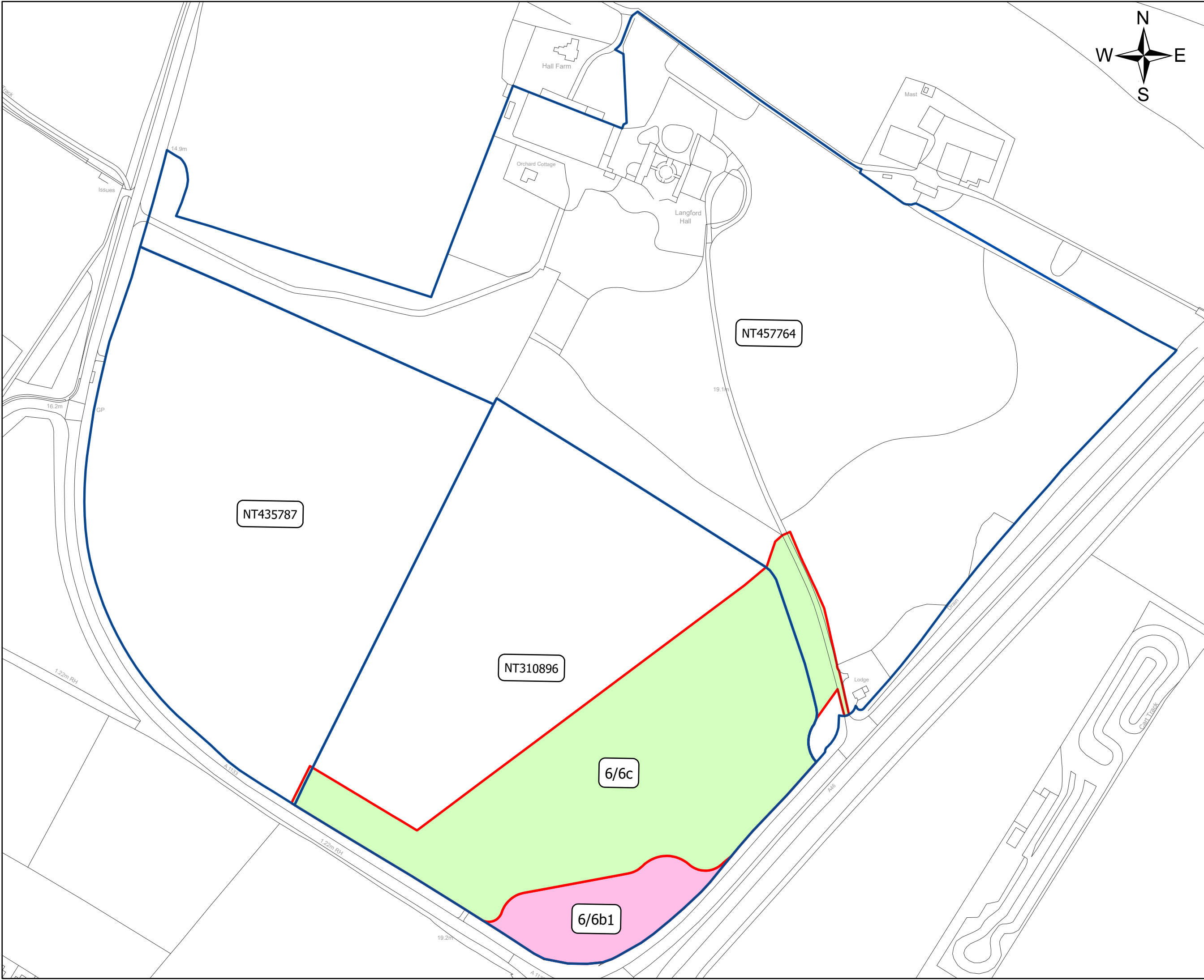
SCALE

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DRAWING NUMBER	HE PIN	ORIGINATOR	VOLUME	PROJECT REF NO.
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CONWI_CONW	DR	CH	25006	REVISION
LOCATION	TYPE	ROLE	NUMBER	C02







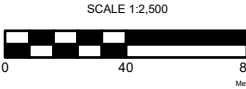
Land Requirement Plot Area Sizes

Acquisition Type Area (m2)

Permanent	7,453
Temporary	44,618
Temporary with rights	0

LEGEND:

- HM LAND REGISTRY TITLE EXTENTS
- LAND TO BE ACQUIRED PERMANENTLY
- LAND TO BE USED TEMPORARILY



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KEY PLAN



Land Requirement Interest Plan	MW/AL	Nov 2024	P1.2
Revision Details	By	Check	Date
			Suffix



Project Title  
A46 Newark Bypass

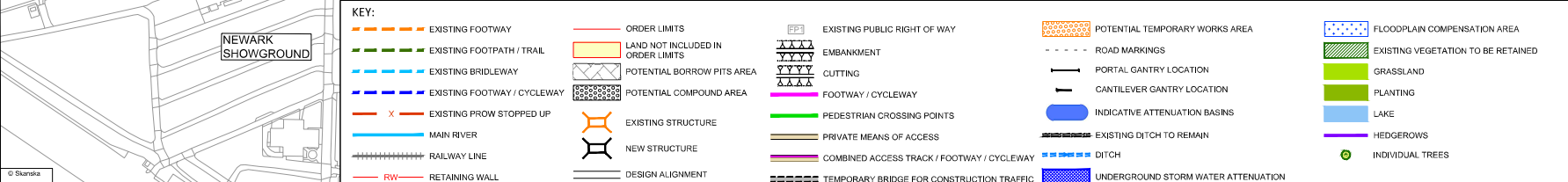
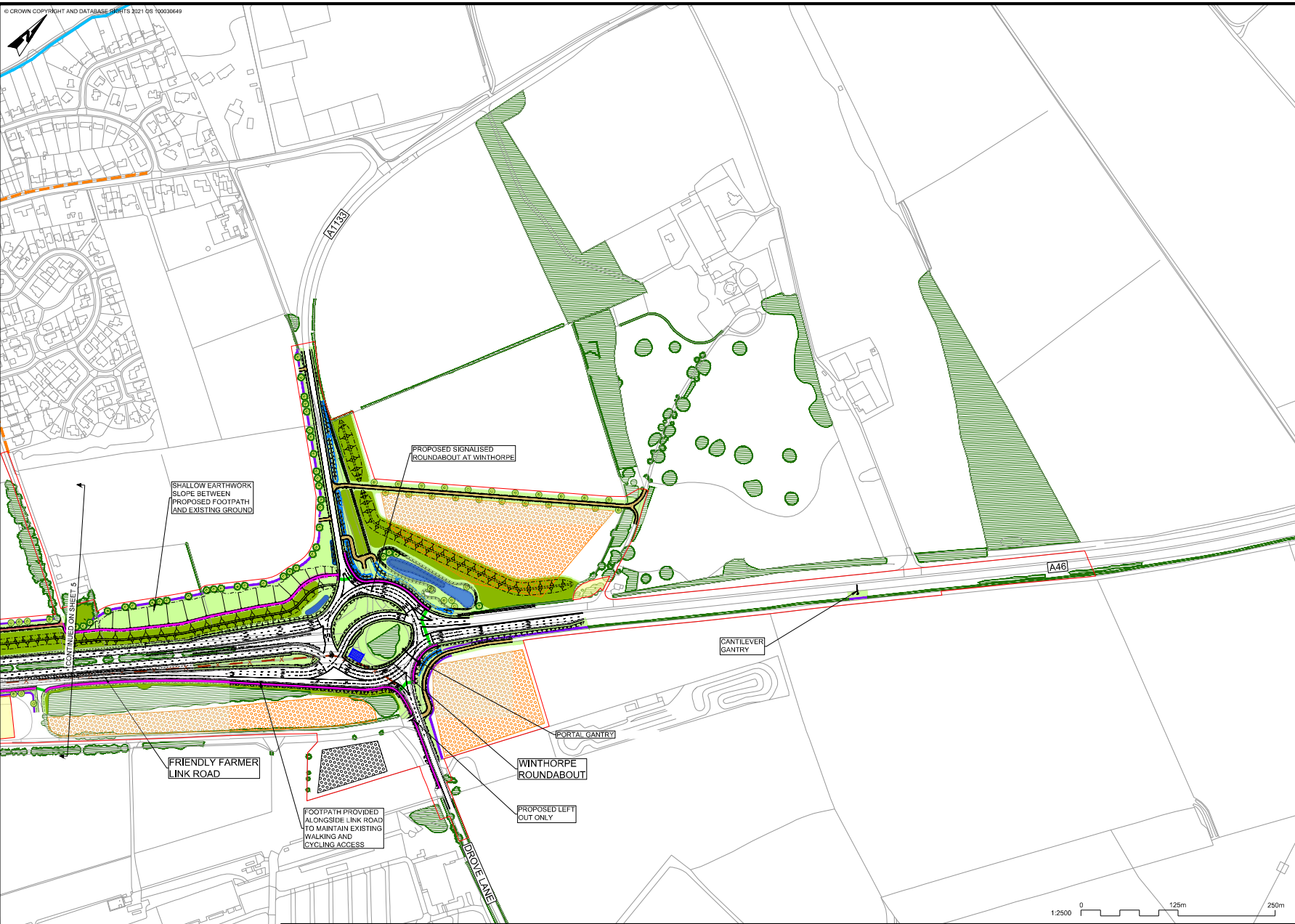
Drawing Title  
Land Requirement Interest Plan  
Beth Anne Sumsion & James David Sumsion

Scale @ A3	Rev
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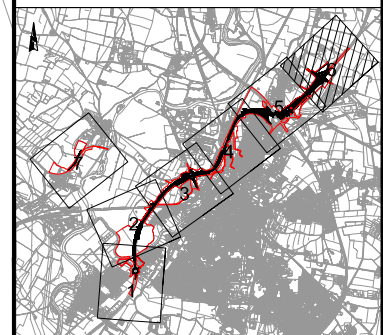
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HE PIN SKAG LLO  
HE551478

CONWI\_CONW DE VT 00008  
LOCATION / TYPE / ROLE / NUMBER





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GENERAL ARRANGEMENT PLANS REGULATION 5(2)(o), 5(2)(P) and 6(2) SHEET 6 OF 7					
ORIGINAL SIZE			SCALE		
A1			1:2500		
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