



Department for Transport

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To:
The Applicant
National Grid Electricity Distribution (East Midlands)
Crown Estate Commissioners

15 August 2025

Dear Sir/Madam

Planning Act 2008 and the Infrastructure Planning (Examination Procedure) Rules 2010

Application by National Highways (“the Applicant”) seeking Development Consent for the Proposed A46 Newark Bypass

Request for comments from the Applicant and the parties listed above

PROTECTIVE PROVISIONS

1. The Secretary of State notes that an agreement on the wording of the Protective Provisions for the benefit of National Grid Electricity Distribution (East Midlands) (“NGED”) has not been reached. The **Applicant** and **NGED** are asked to provide an update on the current position of the Protective Provisions and whether an agreement has now been reached. If so, the parties are requested to provide their agreed wording for the Secretary of State’s consideration.
2. Where an agreement has not been reached, **the Applicant** and **NGED** are asked to set out their respective proposed wording or their view on what is needed to resolve the concerns.

CROWN LAND

3. In its response of [30 July 2025](#), the Applicant indicated that consent for the acquisition of interest in land held by the Crown, is not required as the land has been disclaimed and will escheat. Confirmation is requested from **the Crown Estate Commissioners** as to the status of the land and whether it is agreed that the consent of the Crown is not required.

Deadline for Response

The deadline for response is **27 August 2025**.

Submissions sent by post may be subject to delay therefore your response on the information requested above should be submitted to the Case Team, if possible, by email to A46NewarkBypass@planninginspectorate.gov.uk.

If you will have difficulty in submitting a response by the deadline, or difficulty in submitting a response by email, please inform the Case Team.

Responses will be published as soon as possible after the deadline on the project page of the National Infrastructure Planning website at: [A46 Newark Bypass - Project information](#)

This letter is without prejudice to the Secretary of State's decision on the Application, and nothing in this letter is to be taken to imply what that decision might be.

Yours faithfully,

Transport Infrastructure Planning Unit