

A46 Coventry Junctions (Walsgrave)

Scheme number: TR010066

5.1 Consultation Report Annexes

**Annex I: Section 46 letter and the
enclosures sent to the Planning
Inspectorate**

APFP Regulations 5(2)(q)

Planning Act 2008

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

Volume 5

November 2024

Infrastructure Planning

Planning Act 2008

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

**A46 Coventry Junctions (Walsgrave)
Development Consent Order 202[x]**

**CONSULTATION REPORT ANNEXES
Annex I - Section 46 letter and the enclosures sent to the
Planning Inspectorate**

Regulation Number	Regulation 5(2)(q)
Planning Inspectorate Scheme Reference	TR010066
Application Document Reference	TR010066/APP/5.2
Author	A46 Coventry Junctions (Walsgrave) Project Team, National Highways

Version	Date	Status of Version
Rev 0	November 2024	Application Issue

[Table of contents](#)

I1. **Section 46 email and letter1**

I2. **Acknowledgment from the Planning Inspectorate4**

I3. **Further notification regarding section 42(1)(d) category 3 interests7**

11. Section 46 email and letter

From: [REDACTED]
To: [A46 Walsgrave](#)
Cc: [REDACTED]
Subject: A46 Coventry junctions (Walsgrave) - S46 Notice [CJO-IMANAGECLOUD.FID826023]
Date: 19 October 2023 20:46:23
Attachments: [image001.png](#)
[image505501.png](#)
[image491537.png](#)
[image202286.png](#)
[Section 46 Notice Letter.pdf](#)

Dear Planning Inspectorate,

I am hereby notifying you under Section 46 of the Planning Act 2008 that National Highways ("the Applicant") intends to apply under Section 37 of the Planning Act for a Development Consent Order (DCO) for the A46 Coventry junctions (Walsgrave).

Please find attached our Section 46 notice letter. The documents mentioned within the letter are enclosed in the below OneDrive which we have trialled previously with the Planning Inspectorate. The Preliminary Environmental Information Report is also provided in a separate folder within this OneDrive split into Volume 1 and 2, which are both below 50MB.

 [A46 Walsgrave Planning Inspectorate](#)

Please let me know if you have any issues downloading any of the documents. I would be grateful if you could confirm receipt and successful download of all the documents.

Kind regards
Alison

Classification L2 - Business Data

Alison Cheetham MRTPI PIEMA
Associate

Carter Jonas

[REDACTED] | carterjonas.co.uk
9 Bond Court, Leeds, LS1 2JZ



INVESTORS IN PEOPLE
We invest in people Gold



Please consider the environment. Do you really need to print this email?



Planning Inspectorate ref: TR010066

The Planning Inspectorate
Major Applications and Plans
Temple Quay House
Temple Quay
Bristol
BS16PN

A46 Coventry junctions (Walsgrave)
National Highways
2 Colmore Square
38 Colmore Circus
Birmingham
B4 6BN

0300 123 5000

19 October 2023

Dear Sir or Madam

A46 Coventry junctions (Walsgrave)

**PLANNING ACT 2008 SECTION 46: DUTY TO NOTIFY SECRETARY OF STATE OF
PROPOSED APPLICATION**

I am hereby notifying you under Section 46 of the Planning Act 2008 that National Highways ("the applicant") intends to apply under Section 37 of the Planning Act for a Development Consent Order (DCO) for the **A46 Coventry junctions (Walsgrave)**.

Consultation Information

National Highways will be undertaking statutory pre-application consultation under Section 42 of the Planning Act 2008 between **Wednesday 25 October** and **Wednesday 6 December 2023**. Please find the documents listed in this letter in the shared OneDrive site, the link to which is in the accompanying email. All of the information that has been supplied to S42 prescribed consultees as part of this consultation is included on that channel. This information will be made available via the project website during the consultation period, and the covering letters provided confirm how this information has been supplied to the consultees. The information provided is as follows:

- Notification letters to consultees:
 - Example letter to S42(1)(a) prescribed consultees
 - Example letter to S42(1)(b) relevant local authorities
 - Example letter to Category 1 and Category 2 land interests pursuant to S42(1)(d)
- Statement of Community Consultation
 - Section 47 Notice
- Section 48 Notice
- Consultation brochure
- Consultation response form
- Preliminary Environmental Information Report (PEIR), accompanied by a Non-Technical Summary
- Mapbook containing General Arrangements, Plan and Profile drawings and Land Use drawings of the scheme.

A plan setting out the draft Order Limits is also provided for your information.

Registered office Bridge House, 1 Walnut Tree Close, Guildford GU1 4LZ
National Highways Company Limited registered in England and Wales number 09345363



Should the Planning Inspectorate require hard copies of any of the above documents, please contact the project team on the details below, and this will be sent out immediately.

No Category 3 land interests have been identified at this stage, as there are no areas currently identified by the National Highways environment team where there is a significant increase in environmental factors which will be detrimental to land interests. If any Category 3 land interests are identified at a later stage, these land interests will be notified under Section 42 of the Planning Act 2008, and duly consulted via targeted consultation.

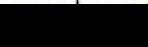
Consultation arrangements

Consultation materials will be available at a series of public consultation events, at public deposit points and online at <https://nationalhighways.co.uk/A46Coventry>. Further details of the consultation arrangements can be found on the website and in the Section 48 Notice.

A link to the scheme visualisation on YouTube will also be made available on the project website on the day the consultation launches (25 October).

Should you have any queries, please do not hesitate to contact me using the details provided below. Please acknowledge that this notice has been received as a record of compliance.

Yours sincerely,



Emma Winter
Project Manager for A46 Coventry junctions (Walsgrave)
Email: A46CoventryJcns@nationalhighways.co.uk
Tel: 0300 123 5000

12. Acknowledgment from the Planning Inspectorate

From: A46 Walsgrave
To: [REDACTED]
Cc:
Subject: RE: A46 Coventry junctions (Walsgrave) - S46 Notice [CJO-IMANAGECLOUD.FID826023]
Date: 20 October 2023 12:26:07
Attachments: [image002.png](#)
[image008.png](#)
[image009.png](#)
[image011.png](#)
[image012.png](#)
[image013.png](#)
[image001.png](#)
[image003.png](#)
[image004.png](#)
[A46 Coventry Junctions \(Walsgrave\) s46 and EIA req 8 Response.pdf](#)

Some people who received this message don't often get email from a46walsgrave@planninginspectorate.gov.uk. [Learn why this is important](#)

Good afternoon,

Attached is the Planning Inspectorate's acknowledgement of the Section 46 Notification and following documentation concerning A46 Coventry Junctions (Walsgrave).

Kind regards,

Gina Shorland



The Planning
Inspectorate

Gina Shorland (She/Her)
Case Officer
The Planning Inspectorate

Helpline:
Email:



@PINSgov



The Planning Inspectorate



[planninginspectorate.gov.uk](https://www.planninginspectorate.gov.uk)

Ensuring **fairness, openness and impartiality** across all our services

This communication does not constitute legal advice.

Please view our [Information Charter](#) before sending information to the Planning Inspectorate.

Our [Customer Privacy Notice](#) sets out how we handle personal data in accordance with the law.



The Planning Inspectorate

National Infrastructure Planning
Temple Quay House
2 The Square
Bristol, BS1 6PN

Customer Services: 0303 444 5000
e-mail: A46Walsgrave
@planninginspectorate.gov.uk

By email only

Your Ref:

Our Ref: TR010066

Date: 20 October 2023

Dear Emma Winter

**Planning Act 2008 (as amended) – Section 46 and The Infrastructure Planning
(Environmental Impact Assessment) Regulations 2017 – Regulation 8**

**Proposed application by National Highways for an Order Granting Development
Consent for the A46 Coventry Junctions (Walsgrave).**

Acknowledgement of receipt of information concerning proposed application

Thank you for your letter of 19 October 2023 and the following documentation:

- Notification of letters to consultees:
 - Example letter to S42(1)(a) prescribed consultees
 - Example letter to S42(1)(b) relevant local authorities
 - Example letter to Category 1 and Category 2 land interests pursuant to S42(1)(d)
- Statement of Community Consultation
 - Section 47 Notice
- Section 48 Notice
- Consultation brochure
- Consultation response form
- Preliminary Environmental Information Report (PEIR), accompanied by a Non-Technical Summary
- Mapbook containing General Arrangements, Plan and Profile drawings and Land Use drawings of the scheme
- Draft Order Limits

I acknowledge that you have notified the Planning Inspectorate of the proposed application for an Order granting development consent for the purposes of section 46 of the Planning Act 2008 and supplied the information for consultation under section 42. The following reference number has been given to the proposed application, which I would be grateful if you would use in subsequent communications:

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



TR010066

I also acknowledge notification in accordance with Regulation 8(1)(b) of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 that you propose to provide an environmental statement in respect of the Proposed Development.

I will be your point of contact for this application – contact details are at the top of this letter.

The role of the Planning Inspectorate in the application process is to provide independent and impartial advice about the procedures involved and to have open discussions with potential applicants, statutory bodies and others about the processes and requirements of the regime. It is important that you keep us accurately informed of your timetable and any changes that occur.

We will publish advice we give to you or other Interested Parties on our website and, if relevant, direct parties to you as the Applicant. We are happy to meet at key milestones and/or provide advice as the case progresses through the Pre-application stage.

Once you have prepared draft documents we are able to provide technical advice, in particular on the draft Development Consent Order, Explanatory Memorandum, the Consultation Report and any draft Habitats Regulations Assessment. You may therefore wish to build this into your timetable.

In the meantime, you may wish to have regard to the guidance and legislation material provided on our website including the Infrastructure Planning (Fees) Regulations 2010 (as amended) and associated guidance, which you will need to observe closely in establishing the correct fee to be submitted at the successive stages of the application process.

When seeking to meet your pre-application obligations you should also be aware of your obligation under the current data protection legislation to process personal data fairly and lawfully.

If you have any further queries, please do not hesitate to contact me.

Yours sincerely

Bart Bartkowiak

Bart Bartkowiak
Case Manager

This decision was made by officials on behalf of the Secretary of State under delegated powers.

This communication does not constitute legal advice.

Please view our [Privacy Notice](#) before sending information to the Planning Inspectorate.

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



I3. Further notification regarding section 42(1)(d) category 3 interests

[REDACTED]

From: [REDACTED]
Sent: Monday, 20 November 2023 13:15
To: A46 Walsgrave; A46 Coventry Junctions
Cc: [REDACTED]
Subject: A46 Coventry Junctions Walsgrave - S42(1)(d) Category 3 consultees [CJO-
IMANAGECLOUD.FID826023]
Attachments: Example s42(1)(d) Category 3 Letter.pdf

Dear Planning Inspectorate,

A number of Section 42(1)(d) Category 3 consultees have now been identified and consulted as part of the proposed A46 Coventry Junctions (Walsgrave) scheme's statutory consultation. To allow consistency with the timescales that the other s42 consultees have, responses have been invited until the 22 December. Please see attached an example letter to these consultees. In addition to this letter, the consultees also received the consultation brochure and a response form that has been sent to you previously.

Please let me know if you would like any more information.

Kind regards
[REDACTED]

■



Our ref: TR010066/S42(1)(d)Cat3/10 2023

A46 Coventry junctions (Walsgrave)

National Highways
2 Colmore Square
38 Colmore Circus
Birmingham
B4 6BN

****Address****

0300 123 5000

09 November 2023

Dear Owner and Occupier,

**A46 COVENTRY JUNCTIONS (WALSgrave)
STATUTORY CONSULTATION – 25 OCTOBER AND 22 DECEMBER (CATEGORY 3
LAND INTERESTS)
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 National Highway's proposed A46 Coventry junctions (Walsgrave) scheme, which would help to ease congestion and reduce queuing along the A46 corridor by providing a grade separated junction approximately 0.8km to the north of the existing roundabout location. The new junction will replace the existing roundabout.

We are writing to you because 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 ("the Inspectorate") who will examine the application on behalf of the Secretary of State, to get permission to construct and operate the scheme. We intend to make our application for a DCO in the autumn of 2024.

This letter is notice of National Highway's statutory consultation from 25 OCTOBER to 6 DECEMBER. **However, we have recently identified you as a Category 3 stakeholder under**

Registered office Bridge House, 1 Walnut Tree Close, Guildford GU1 4LZ.
National Highways Company Limited registered in England and Wales number 09345363





Section 42(1)(d), we have therefore extended the deadline for your comments until 23:59pm FRIDAY 22 DECEMBER.

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 before submitting our application to the Inspectorate. You may have already responded to this consultation, but we would accept any further comments following your review of this letter.

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 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 <https://nationalhighways.co.uk/A46Coventry>. These are provided to help you understand the proposals and share your views with us:

- The consultation brochure – providing details of consultation materials available at deposit locations;
- The consultation response form;
- The PEIR accompanied by a Non-Technical Summary; and
- Mapbook containing General Arrangements, Plan and Profile drawings and Land Use drawings 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; and
- Consultation response form.

National Highways has produced the following guidance in relation to compensation which can be viewed via <https://nationalhighways.co.uk/A46Coventry>:

- Your property and National Highways road proposals
- Your property and discretionary purchase
- Your property and Part I compensation

We would also like to invite you to meet with our Project Team for further discussion at one of the events listed below. 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:
Warwickshire Shopping Park Community Centre, 1c Kynner Way, Binley, Coventry, CV3 2SB	Friday 17 November 2023	2pm – 8pm



Location:	Date:	Time:
Brinklow Community Hall, 43 Broad Street, Brinklow, Rugby, CV23 0LS	Thursday 30 November 2023	2pm – 8pm

Hard copies of consultation documents will be made available at the deposit locations until the 6 December, for further details please see the enclosed consultation brochure or visit the scheme website details below. This information can also be found online at:
<https://nationalhighways.co.uk/A46Coventry>

The enclosed 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:** <https://nationalhighways.co.uk/A46Coventry>
- **By email:** A46CoventryJcns@nationalhighways.co.uk
- **By post:** FREEPOST A46 WALSGRAVE SCHEME

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 **Friday 22 December 2023**.

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 proposed scheme or the consultation, please do not hesitate to contact me using the details provided below.

Yours faithfully,


Emma Winter
Project Manager, A46 Coventry Junctions (Walsgrave)
Email: A46CoventryJcns@nationalhighways.co.uk
Tel: 0300 123 5000

Enc.

- Hardcopy of Consultation brochure
- Hardcopy of Consultation response form
- FREEPOST envelope