

# **A46 Coventry Junctions (Walsgrave) Scheme Number: TR010066**

## **1.2 Covering Letter**

APFP Regulations 5(2)(q)

Planning Act 2008

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

Volume 1

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]

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**COVERING LETTER**

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|   |  |
|---|--|
| <b>Regulation Number</b>                      | Regulation 5(2)(q)   |
| <b>Planning Inspectorate Scheme Reference</b> | TR010066   |
| <b>Application Document Reference</b>         | TR010066/APP/1.2   |
| <b>Author</b>                                 | A46 Coventry Junctions (Walsgrave) Project Team, National Highways |

|                |               |                          |
|----------------|---------------|--------------------------|
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| Rev 0          | November 2024 | Application Issue        |

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The Planning Inspectorate  
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National Highways  
A46 Coventry Junctions Upgrade –  
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199 Wharfside Street  
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14 November 2024

Dear Sir/Madam

**Planning Act 2008**  
**Application for a Development Consent Order for the proposed A46 Coventry**  
**Junctions (Walsgrave) Scheme**  
**National Highways**  
**Application Reference: TR010066**

I am pleased to enclose an application on behalf of National Highways (the “Applicant”) under section 37 of the Planning Act 2008 (the “2008 Act”) for an order granting development consent for the A46 Coventry Junctions (Walsgrave) Scheme (the “Scheme”).

**1 Subject of the Application**

- 1.1 Development consent is required to the extent that the application includes development that is or forms part of a Nationally Significant Infrastructure Project (NSIP) pursuant to sections 14(1)(h) and 22(1)(b) of the 2008 Act.
- 1.2 Further detail concerning the Scheme’s qualification as a NSIP can be found in the prescribed form within the Application Form (**TR010066/APP/1.1**) and in the Explanatory Memorandum (**TR010066/APP/3.2**).

**2 Application fee and documentation enclosed**

- 2.1 A fee of £8,796 has been submitted by BACS transfer to the account of the Planning Inspectorate (the “Inspectorate”).
- 2.2 It has been agreed with the Inspectorate that the method of submission will be electronic, and which will contain the full application as listed at **Annex A** of this Covering Letter as suggested in Nationally Significant Infrastructure Projects: Advice on the Preparation and Submission of Application Documents (October 2024) and agreed with the Inspectorate.

2.3 A number of additional documents have been included in support of the Application. These include:

- Consultation Report (**TR010066/APP/5.1**)
- Consultation Report Annexes (**TR010066/APP/5.2**)
- Environmental Masterplan, Environmental Statement Figure 2.4 (**TR010066/APP/6.2**)
- Pre-commencement Plan (**TR010066/APP/6.7**)
- Case for the Scheme (**TR010066/APP/7.1**)
- National Networks National Policy Statement Accordance Tables (**TR010066/APP/7.2**)
- Transport Assessment (**TR010066/APP/7.3**)
- Scheme Design Report (**TR010066/APP/7.4**)
- First Iteration Environmental Management Plan (**TR010066/APP/6.5**)
- Outline Traffic Management Plan (**TR010066/APP/7.5**)
- Equality Impact Assessment (**TR010066/APP/7.6**)
- Potential Main Issues for the Examination document (**TR010066/APP/7.7**)

2.4 A completed Section 55 checklist accompanies this letter at **Annex B**.

2.5 The electronic application index and GIS shapefile of the Order Limits have been supplied to the Inspectorate via email 21 working days prior to formal submission of the Development Consent Order (DCO) application, as advised in the Inspectorate's warm up letter, received on the 10 October 2024, and the government's Nationally Significant Infrastructure Projects: Advice on the Preparation and Submission of Application Documents, October 2024.

### **3 Application formalities**

3.1 This Application is made in the form required by Section 37(3)(b) of the 2008 Act and the application documents comply with the requirements in Section 37 of the 2008 Act and those set out in:

- The Infrastructure Planning (Compulsory Acquisition) Regulations 2010;
- The Infrastructure Planning (Publications and Notifications of Applications etc.) (Amendment) Regulations 2020;
- The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (the APFP Regulations);
- The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017;
- The Department for Communities and Local Government's (DCLG) 'Planning Act 2008: Nationally significant infrastructure projects – Application form guidance' (June 2013); and
- Nationally Significant Infrastructure Projects: Advice on the Preparation and Submission of Application Documents, October 2024.

- 3.2 The Applicant requests that the Inspectorate publish the application documents on the A46 Coventry Junctions (Walsgrave) page of the National Infrastructure website from submission of the application. This is with the exception of Environmental Statement Appendix 8.2 (Badger Report) [CONFIDENTIAL] (TR010066/APP/6.3) and Environmental Statement Appendix 8.13 (Draft Badger Mitigation Licence) [CONFIDENTIAL] (TR010066/APP/6.3) which should not be published as they contain confidential information pertaining to species protected under the Protection of Badgers Act 1992 and The Wildlife and Countryside Act 1981.

#### **4 Description of the Scheme**

- 4.1 A summary of the Scheme is provided in the Introduction to the Application (TR010066/APP/1.3). A more detailed and technical description is provided in the Environmental Statement Chapter 2 (The Scheme) (TR010066/APP/6.1).

#### **5 Consent flexibility – Rochdale Envelope**

- 5.1 The Applicant has considered the National Networks National Policy Statement (NPS NN) and the Inspectorate's 'Advice Note Nine: Rochdale Envelope' together with pre-application advice provided by the Inspectorate. It is our view that the inclusion of flexibility provided for in the draft DCO (TR010066/APP/3.1) (as secured under Article 7 'Limits of Deviation') is fundamental to whether the Scheme is deliverable.
- 5.2 An important element of the flexibility sought within the draft DCO here appropriate, are limits of deviation which have been incorporated within the Order Limits to allow minor modifications to be made to the Scheme during the detailed design and construction stages. Such flexibility is required, for example, to enable the construction contractor to make minor adjustments to the position of certain infrastructure in response to unforeseen conditions identified on site.
- 5.3 The limits of deviation allow for lateral deviation as shown on the Works Plans (TR010066/APP/2.3). They also allow for a vertical deviation to a maximum of 1 metre upwards or 1 metre downwards for any work, with the proviso that this limit does not apply where the Secretary of State certifies that a greater deviation would not give rise to any materially new or materially different environmental effects from those reported in the Environmental Statement (TR010066/APP/6.1).
- 5.4 The Environmental Impact Assessment (EIA) which was undertaken in support of the Scheme has considered and reflected the flexibility sought in the draft DCO (TR010066/APP/3.1). The maximum design parameters referenced in the draft DCO have been assessed in the Environmental Statement (TR010066/APP/6.1).

- 5.5 Further detail on the Applicant's approach to the Rochdale Envelope and flexibility within the draft DCO (**TR010066/APP/3.1**) is provided within Environmental Statement Chapter 4 (Environmental Assessment Methodology) (**TR010066/APP/6.1**).

## **6 Habitats Regulations Assessment**

- 6.1 This Application includes a Habitats Regulations Assessment Report at Environmental Statement Appendix 8.12 (**TR010066/APP/6.3**) as required by Regulation 5(2)(g) of the APFP Regulations. This Habitats Regulations Assessment Report identifies all relevant European sites and provides sufficient information for the competent authority to determine whether the Scheme is likely to have an adverse effect on the integrity of any European site.

- 6.3 The Applicant has undertaken Screening for the purposes of the habitats regulations and concluded that there are no likely significant effects on any European sites and their features.

## **7 Compulsory Acquisition**

- 7.1 The Applicant is seeking compulsory acquisition and temporary possession powers to acquire land, rights over land and interests in land, and other related powers to support the delivery of the Scheme. Details on the powers sought and negotiations to date are provided in the Book of Reference (**TR010066/APP/4.3**) and the Statement of Reasons (**TR010066/APP/4.1**).

- 7.2 Adequacy of the funding for compensation is provided in the Funding Statement (**TR010066/APP/4.2**).

## **8 Other consents**

- 8.1 Details of other consents and licences not forming part of the DCO which the Applicant (or others) may be seeking in relation to the construction and operation of the proposed Scheme and associated development, are set out in the Consents and Agreements Position Statement (**TR010066/APP/3.3**).

## **9 Pre-application consultation**

- 9.1 As required by section 37(3)(c) of the 2008 Act a Consultation Report (**TR010066/APP/5.1**) accompanies this application; the Consultation Report details compliance with sections 42, 47, 48 and 49 of the 2008 Act.

## **10 Pre-Application engagement with the Inspectorate**

- 10.1 The Applicant has had several meetings with the Inspectorate to provide updates throughout the pre-application process including meetings on 8

June 2023, 26 September 2023, 26 March 2024, 29 April 2024, 12 June 2024 and 10 October 2024. The Applicant has also considered, where appropriate, the advice provided by the Inspectorate in relation to the A46 Coventry Junctions (Walsgrave) DCO Application in producing the DCO documentation for this Scheme, evidence of regard had to this advice is shown in Consultation Report Annex O (Table Evidencing Regard had to Section 51 Advice) (**TR010066/APP/5.2**).

## **11 Other matters**

11.1 Under Regulation 6(2) of the APFP Regulations, an application for highway development is required to include section drawings; these can be found as the Engineering Drawings & Sections Parts A and B (**TR010066/APP/2.5**).

11.2 Under Regulations 5(3) and 5(4A) of the APFP Regulations, any plans, drawings or sections shall be scaled at (irrespective of the method of submission used) no larger than A0 size, shall be drawn to an identified scale (no smaller than 1:2500) and, in the case of plans, shall show the direction of north.

11.3 Several plans are provided at a scale smaller than 1:2500 as it is considered that the chosen scale is clearer and provides the information required. Those plans are as follows:

- The Location Plan (**TR010066/APP/2.1**) - at a scale smaller than 1:2500 to show the location of the Scheme in its wider geographical context.
- Environmental Statement Figures (**TR010066/APP/6.2**) – information is presented at a scale appropriate for the particular topic.

11.4 Under Regulation 5(2)(l) of the APFP Regulations, an applicant is required to provide a plan of certain nature conservation sites and an assessment of any effects on those sites and features likely to be caused by the Scheme. There is an equivalent requirement under Regulation 5(2)(m) in relation to certain historic sites and features. The Plans are attached as separate documents within the Environmental Statement Figures (**TR010066/APP/6.2**), including the following:

- Environmental Statement Figure 2.3 - Environmental constraints
- Environmental Statement Figure 6.1 – Designated Heritage Assets
- Environmental Statement Figure 6.2 – Non-Designated Heritage Assets
- Environmental Statement Figure 8.1 - Designated Sites, Priority Habitats, Ancient Woodland and Veteran Trees
- Environmental Statement Figure 8.2 - Ecological Constraints

11.5 However, the assessments are provided within the Environmental Statement Chapters 5-15 (**TR010066/APP/6.1**).

- 11.6 In accordance with Regulation 5(5) of the APFP Regulations, the Applicant retains all responses to the consultation carried out under Part 5 of the 2008 Act and can make them available at the request of the Inspectorate.
- 11.7 The Applicant will keep all application documents under review and will endeavour to provide updates (where it considers it necessary to do so) during the examination of the Application considering questions and comments received from the Examining Authority and interested parties.
- 11.8 We look forward to hearing from you in relation to a formal acceptance of this Application. If we can be of any assistance, please do not hesitate to contact us using the details provided below.

Yours faithfully,

  
Andrew Kelly

A46 Senior Project Manager  
National Highways

Enclosures:

- Annex A: Overview of the Application Documents  
Table of Application Documents
- Annex B: Section 55 Acceptance of Applications Checklist (completed by the Applicant)



## Annex A: Overview of the Application Documents

The reports, drawings and plans that make up the DCO application have been organised into 7 volumes as listed in the table below. The 7 volumes are explained in further detail in the Introduction to the Application (**TR010066/APP/1.3**).

|   | VOLUME   | CONTENT   |
|---|--|---|
| 1 | Application Form /<br>Information /<br>Background    | This document (Covering Letter) and section 55 checklist, the completed application form and an introduction to the Scheme, and the Programme Document  |
| 2 | Plans /<br>Drawings /<br>Sections                    | These include plans that illustrate the location of the Scheme, the proposed works, the land that will be acquired or used, and engineering details   |
| 3 | Draft Development Consent<br>Order                   | This is the document that sets out the legal powers that the Applicant is seeking to enable it to build, operate and maintain the Scheme, together with the Explanatory Memorandum, explaining the provisions of the Order, and the Consents and Agreements Position Statement which sets out the strategy for obtaining the consents and associated agreements needed to implement the proposed Scheme |
| 4 | Compulsory Acquisition<br>Information                | Documents setting out in tabular form the land to be acquired or used, and reports justifying the seeking of compulsory acquisition powers over this land   |
| 5 | Consultation Report                                  | Details of the pre-application consultation that the Applicant has undertaken on the Scheme and how consultation feedback has been taken into account   |
| 6 | Environmental Impact<br>Assessment (EIA) Information | An assessment of the likely significant effects (both positive and negative) of the Scheme on the environment and a description of mitigation measures proposed to reduce any negative impacts. This volume also includes the Statement of Statutory Nuisance Habitats Regulation Assessment Report   |
| 7 | Other Documents                                      | Additional documents that support the DCO application; these are not legally required   |

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|  | but provide useful information on the case<br>for the Scheme |
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### Table of Application Documents

A list of documents within the Application is set out below. If you require a copy of any of the application documents, or parts of them, please contact the A46 Coventry Junctions (Walsgrave) Project Team.

- Email: A46Coventryjcns@nationalhighways.co.uk
- Telephone: 0300 123 5000

A USB containing these documents will be provided free of charge; a reasonable charge for printing and distribution of, hard copies will be made.

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## **Annex A - List of Documents**

| VOLUME   | DOCUMENT REFERENCE | DOCUMENT TITLE                                   | Folder Number |
|--|--------------------|--|---------------|
| <b>VOLUME 1:</b><br>Application Form / Information/ Background | 1.1                | Application Form                                 | Volume 1      |
|  | 1.2                | Covering Letter & Completed Section 55 Checklist |               |
|  | 1.3                | Introduction to the Application                  |               |
|  | 1.4                | Programme Document                               |               |
| <b>VOLUME 2:</b><br>Plans / Drawings / Sections                | 2.1                | Location Plan                                    | Volume 2      |
|  | 2.2                | Land Plans                                       |               |
|  | 2.3                | Works Plans                                      |               |
|  | 2.4                | Rights of Way and Access Plans                   |               |
|  | 2.5A               | Engineering Drawings & Sections Part A           |               |
|  | 2.5B               | Engineering Drawings & Sections Part B           |               |
|  | 2.6                | General Arrangement                              |               |
|  | 2.7                | Drainage and Surface Water Plans                 |               |
|  | 2.8                | Special Category Land Plans                      |               |
|  | 2.9                | Traffic Regulation Plans                         |               |
|  | 2.10               | Classification of Roads Plans                    |               |
|  | 2.11               | Hedgerow and Trees Plans                         |               |
| <b>VOLUME 3:</b><br>Draft Development Consent Order            | 3.1                | Draft Development Consent Order                  | Volume 3      |
|  | 3.2                | Explanatory Memorandum                           |               |
|  | 3.3                | Consents and Agreements Position Statement       |               |
| <b>VOLUME 4:</b><br>Compulsory Acquisition Information         | 4.1                | Statement of Reasons                             | Volume 4      |
|  | 4.2                | Funding Statement                                |               |
|  | 4.3                | Book of Reference                                |               |
| <b>VOLUME 5:</b><br>Consultation Report                        | 5.1                | Consultation Report                              | Volume 5      |
|  | 5.2                | Consultation Report Annexes                      |               |
| <b>VOLUME 6:</b>   | 6.1                | Environmental Statement                          | Volume 6      |
|  | 6.2                | Environmental Statement Figures                  |               |

|  |     |  |             |
|--|-----|--|-------------|
| <b>Environmental<br/>Impact<br/>Assessment<br/>(EIA)<br/>Information</b> | 6.3 | Environmental Statement Appendices                                       |             |
|  | 6.4 | Environmental Statement Non-Technical Summary                            |             |
|  | 6.5 | First Iteration Environmental Management Plan                            |             |
|  | 6.6 | Statement Relating to Statutory Nuisance                                 |             |
|  | 6.7 | Pre-commencement Plan  |             |
|  | 6.8 | Environmental Scoping Report   |             |
|  | 6.9 | Scoping Opinion  |             |
| <b>VOLUME 7:<br/>Other<br/>Documents</b>                                 | 7.1 | Case for the Scheme  | Volume<br>7 |
|  | 7.2 | National Networks National Policy Statement (NPS NN)<br>Accordance Table |             |
|  | 7.3 | Transport Assessment   |             |
|  | 7.4 | Scheme Design Report   |             |
|  | 7.5 | Outline Traffic Management Plan  |             |
|  | 7.6 | Equality Impact Assessment   |             |
|  | 7.7 | Potential Main Issues for the Examination                                |             |

**Annex B: Section 55 Acceptance of Applications Checklist (completed by the Applicant)**



The Planning Inspectorate  
Yr Arolygiaeth Gynllunio

# Section 55

## Acceptance of Applications Checklist

Appendix 3 of [Advice for the preparation and submission of application documents](#)

Version: October 2024

## Section 55 Acceptance of Applications Checklist

Section 55 of the Planning Act 2008 can be viewed at legislation.gov.uk, here: <http://www.legislation.gov.uk/ukpga/2008/29/section/55>

**DISCLAIMER:** This Checklist is a non-statutory checklist for the Planning Inspectorate to complete. Completion or self-assessment by the Applicant does not hold weight at the Acceptance stage. Unless specified, all references to the Planning Inspectorate are made in relation to functions being carried out on behalf of the Secretary of State for the Ministry of Housing, Communities and Local Government.

| Section 55(2) Acceptance of Applications   |   |   |                 |                  |
|--|---|---|-----------------|------------------|
| 1  | Within 28 days (starting day after receipt) the Planning Inspectorate must decide whether or not to accept the application for Examination.   | Date received   | 28 day due date | Date of decision |
|  |   |   |                 |                  |
| Section 55(3) – the Planning Inspectorate may only accept an application if it concludes that: |   | Planning Inspectorate comments  |                 |                  |
| Section 55(3)(a) and s55(3)(c): It is an application for an order granting development consent |   |   |                 |                  |
| 2  | Is the development a Nationally Significant Infrastructure Project <sup>1</sup> (NSIP) (or does it form part of an NSIP); and does the application state on the face of it that it is an application for a Development Consent Order <sup>2</sup> (DCO) under the Planning Act 2008 (the PA2008), or equivalent words? Does the application specify the development to which it relates (i.e. which category or categories in ss14 to 30 does the Proposed Development fall)? | <p><b>Yes.</b></p> <p>The Scheme is a NSIP within sections 14(1)(h) and 22(1) of the PA2008 as set out in the Draft DCO (<b>TR010066/APP/3.1</b>). Under section 22 an NSIP must fall within one of the three categories specified, which are expressly stated to be alternatives. The Scheme is wholly in England. The Applicant, as strategic highways company, will be the highway authority for the highway. The area of the land on which the part of the highway to be altered is situated and any adjoining land expected to be used in connection with its alteration is greater than the relevant limit set out in subsection (4), which in this case is 12.5 hectares. The speed limit for any class of vehicle is expected to be 50mph or greater.</p> |                 |                  |

<sup>1</sup> NSIP is defined generally in s14 with the detailed thresholds for each of the specified categories being set out in ss15 to 30

<sup>2</sup> Development consent is required for development to the extent that the development is or forms part of an NSIP (s31 of the PA2008)



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|  | If the development does not fall within the categories in ss14 to 30, has a direction been given by the Secretary of State under s35 of the PA2008 for the development to be treated as development for which development consent is required?   | This is consistent with the summary provided in the Application Form ( <b>TR010066/APP/1.1</b> ) at Section 4 which concludes that the Application is an NSIP.  |
| 3  | <b>Summary: Section 55(3)(a) and s55(3)(c)</b>   |   |
| <b>Section 55(3)(e): The Applicant in relation to the application made has complied with Chapter 2 of Part 5 (pre-application procedure)</b> |  |   |
| 4  | In accordance with the EIA Regulations <sup>3</sup> , did the Applicant (prior to carrying out consultation in accordance with s42) either (a) request the Planning Inspectorate adopt a Screening Opinion in respect of the development to which the application relates, or (b) notify the Planning Inspectorate in writing that it proposed to provide an Environmental Statement in respect of that development? | <p><b>Yes.</b></p> <p>On 30 June 2023 the Applicant notified the Planning Inspectorate in writing under Regulation 8(1)(b) of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (EIA Regulations) that it proposed to provide an Environmental Statement in respect of the Scheme.</p> <p>A copy of the notification letter is provided at Annex B of the Consultation Report Annexes (<b>TR010066/APP/5.2</b>).</p>   |
| 5  | Have any Adequacy of Consultation Representations <sup>4</sup> been received from 'A', 'B', 'C' and 'D' local authorities; and if so, do they confirm that the Applicant has complied with the duties under s42, s47 and s48?  | <p>The Consultation Report (<b>TR010066/APP/5.1</b>) and its respective Annexes (<b>TR010066/APP/5.2</b>) sets out how the Applicant complied with its duties under sections 42, 47 and 48 of the PA2008.</p> <p>The list of relevant local authorities in respect of the Application is contained in Table 4-4 'Identification of relevant local authorities' of Chapter 4 of the Consultation Report (<b>TR010066/APP/5.1</b>).</p> <p>The Applicant wrote a letter to Warwickshire County Council, Coventry City Council and Ruby Borough Council on 9 September 2024 to seek feedback on the adequacy</p> |

<sup>3</sup> Regulation 8 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (2017 EIA Regulations), or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 6 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2009 (2009 EIA Regulations)

<sup>4</sup> Section 55(4) of the PA2008 provides that the Planning Inspectorate must have regard to the Consultation Report, and any Adequacy of Consultation Representations received

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|   |  | <p>of consultation carried out, providing 28 days for a response. The Applicant received feedback from:</p> <p>The Applicant submitted its Adequacy of Consultation Milestone (AoCM) document to the Planning Inspectorate on 18 October 2024.</p> <p>The Applicant received responses from Rugby Borough Council on 9 September 2024, Warwickshire County Council on 16 September 2024 and Coventry City Council on 17 October 2024.</p> <p>Rugby Borough Council, Warwickshire County Council and Coventry City Council all confirmed that they agreed that the Applicant had consulted adequately as set out in the letter and that the Applicant had adhered to the SoCC. Responses received were included at Annex B of the AoCM.</p> <p>A summary of how the Applicant has discharged the Adequacy of Consultation Milestone procedure is provided in Chapter 6 the Consultation Report (TR010066/APP/5.1), as set out in the Nationally Significant Infrastructure Projects: Advice on the Consultation Report guidance, 8 August 2024. A copy of the Adequacy of Consultation Milestone document is included as Consultation Report Annex P (TR010066/APP/5.2).</p> <p>It is anticipated that following submission of the Application for Development Consent, the Planning Inspectorate will invite relevant local authorities to provide a statement relating to the adequacy of the consultation.</p> |
| <b>Section 42: Duty to consult</b>  |  |  |
| Did the Applicant consult the applicable persons set out in s42 of the PA2008 about the proposed application? |  |  |
| 6   | Section 42(1)(a) persons prescribed <sup>5</sup> ? | <p><b>Yes.</b></p> <p>The Applicant carried out a round of statutory consultation between 25 October and 22 December 2023 with s42(1)(a) consultees prescribed under Schedule 1 of the Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations</p>  |

<sup>5</sup> Statutory consultees set out in Schedule 1 of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (APFP Regulations)

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|   |   | <p>2009 (APFP Regulations). The list of prescribed consultees is included in Annex G of the Consultation Report (<b>TR010066/APP/5.2</b>).</p> <p><b>Full Statutory Consultation</b><br/> <i>25 October to 22 December 2023</i></p> <p>The Applicant undertook full statutory consultation between 25 October and 22 December 2023 on the proposals to improve the Walsgrave junction of the A46.</p> <p>A letter and a copy of the section 48 notice were sent to section 42(1)(a) consultees on 24 October 2023, notifying the recipients of their status as prescribed consultees and of the forthcoming statutory consultation, as detailed in Chapter 4 of the Consultation Report (<b>TR010066/APP/5.1</b>) and a copy of the letter is included in Consultation Report Annex F (<b>TR010066/APP/5.2</b>). A list of prescribed consultees is included in Consultation Report Annex G (<b>TR010066/APP/5.2</b>).</p> |
| 7 | Section 42(1)(aa) the Marine Management Organisation <sup>6</sup> ? | Not applicable – the Marine Management Organisation is not a relevant consultee in respect of the Scheme.  |
| 8 | Section 42(1)(b) each local authority within s43 <sup>7</sup> ?     | <p><b>Yes.</b></p> <p>The Applicant consulted relevant local authorities, as defined by s42(1)(b) of the PA2008, between 25 October to 22 December 2023.</p> <p>A letter, notifying the recipients of their status as relevant local authorities for the purposes of the Scheme and of the forthcoming statutory consultation, was sent to each authority on 24 October 2023, as detailed in Table 4-4 'Identification of relevant local authorities' of Chapter 4 of the Consultation Report (<b>TR010066/APP/5.1</b>).</p> <p>These were:</p>  |

<sup>6</sup> In any case where the Proposed Development would affect, or would be likely to affect, any of the areas specified in s42(2) of the PA2008

<sup>7</sup> Definition of 'local authority' in s43(3) of the PA2008: The 'B' authority where the application land is in the authority's area; the 'A' authority where any part of the boundary of A's area is also a part of the boundary of B's area; the 'C' authority (upper tier) where the application land is in that authority's area; the 'D' authority (upper tier) where such an authority shares a boundary with a 'C' authority

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|   |  | <p>“A” local authorities</p> <ul style="list-style-type: none"> <li>• Hinckley and Bosworth Borough Council</li> <li>• Harborough District Council</li> <li>• Blaby District Council</li> <li>• North Warwickshire Borough Council</li> <li>• Warwick District Council</li> <li>• Nuneaton and Bedworth Borough Council</li> <li>• Stratford-on-Avon District Council</li> <li>• West Northamptonshire Council</li> <li>• Solihull Metropolitan Borough Council</li> <li>• Birmingham City Council</li> <li>• West Midlands Combined Authority</li> </ul> <p>“B” local authorities</p> <ul style="list-style-type: none"> <li>• Rugby Borough Council</li> <li>• Coventry City Council</li> </ul> <p>“C” local authorities</p> <ul style="list-style-type: none"> <li>• Warwickshire County Council</li> </ul> <p>“D” local authorities</p> <ul style="list-style-type: none"> <li>• Worcestershire County Council</li> <li>• Oxfordshire County Council</li> <li>• Leicestershire County Council</li> <li>• Staffordshire County Council</li> <li>• Gloucestershire County Council</li> </ul> |
| 9 | Section 42(1)(c) the Greater London Authority (if in Greater London area)? | Not applicable – the Scheme does not fall within Greater London and as a result Greater London Authority is not a relevant consultee in respect of the Scheme.   |

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| 10  | Section 42(1)(d) each person in one or more of s44 categories <sup>8</sup> ?   | <p><b>Yes.</b></p> <p><i>25 October to 22 December 2023</i></p> <p>The Applicant has consulted each person in one or more section 44(1)(d) category between 25 October and 22 December 2023, as outlined in Chapter 4 of the Consultation Report (<b>TR010066/APP/5.1</b>) and Annex H (Section 42 letters (with date) and consultation materials) of the Consultation Report (<b>TR010066/APP/5.2</b>).</p> <p>The Applicant extended the consultation period to 22 December 2023 to accommodate consultees who had been identified as potential Category 3 consultees – these being parties who may be able to make a claim for compensation due to effects of the construction or operation of the scheme. Because these parties were only able to be identified after the launch of the statutory consultation, the Applicant chose to extend the consultation period so that they could be provided with the same amount of time that had been provided for all other consultees. A sample letter is included in Annex H of the Consultation Report (<b>TR010066/APP/5.2</b>).</p> <p>A Book of Reference (<b>TR010066/APP/4.3</b>) of all land interests is provided as part of the DCO, and all consultees under section 42(1)(d) are identified in the document.</p> <p>The Statement of Reasons (<b>TR010066/APP/4.1</b>) sets out how the Applicant has undertaken diligent inquiry to identify those consultees defined by section 44 of the Planning Act 2008.</p> |
| <b>Section 45: Timetable for s42 consultation</b> |  |  |
| 11  | Did the Applicant notify s42 consultees of the deadline for receipt of consultation responses; and if so was the deadline notified by the Applicant 28 days or more starting with the day after receipt of the consultation documents? | <p><b>Yes.</b></p> <p><i>25 October 2023 to 22 December 2023</i></p> <p>A letter was sent to all section 42 consultees on 24 October 2023 as detailed in Chapter 4 of the Consultation Report (<b>TR010066/APP/5.1</b>). The letter gave a</p>   |

<sup>8</sup> Category 1: owner, lessee, tenant or occupier of land; Category 2: person interested in the land or has power to sell and convey the land or to release the land; Category 3: persons who would or might be entitled to make a relevant claim.

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|   |   | <p>deadline of the 6 December 2023 for receipt of responses, providing a total of 43 days from the day after receipt of the consultation documents.</p> <p>The Applicant extended the consultation period to 22 December 2023 for consultees who were identified as potential Category 3 consultees. As these consultees were identified late, the Applicant wrote to them explaining that they had been identified as Category 3 consultees and extended the consultation so that they too were provided with 43 days to provide a response from the day after receipt of the consultation documents. The Applicant also accepted any responses received from any consultees until 22 December, as the Category 3 consultees had been given more time due to their consultation letters being sent out later. In total, the section 42 consultees were given 59 days in total to respond to the consultation, due to the extension.</p> <p>Sample letters are provided at Annex H of the Consultation Report. (TR010066/APP/5.2).</p> |
| <b>Section 46: Duty to notify the Planning Inspectorate of proposed application</b> |   |  |
| 12  | Did the Applicant supply information to notify the Planning Inspectorate of the proposed application; and if so, was the information supplied to the Planning Inspectorate on or before the date it was sent to the s42 consultees? Was this done on or before commencing consultation under s42? | <p><b>Yes.</b></p> <p>The Applicant gave notice under section 46 of the Planning Act 2008 on 19 October 2023 prior to the start of the section 42 consultation on 25 October 2023. This is set out in Chapter 4 of the Consultation Report (TR010066/APP/5.1).</p> <p>A copy of the section 46 notification and the acknowledgement from the Planning Inspectorate is provided at Annex I of the Consultation Report (TR010066/APP/5.2).</p>   |
| <b>Section 47: Duty to consult local community</b>                                  |   |  |
| 13  | Did the Applicant prepare a Statement of Community Consultation (SoCC) on how it intended to consult people living in the vicinity of the land?   | <p><b>Yes.</b></p> <p>A copy of the published SoCC for the statutory consultation is provided at Annex C of the Consultation Report (TR010066/APP/5.2).</p>  |
| 14  | Were 'B' and (where relevant) 'C' authorities consulted about the content of the SoCC; and if so, was the deadline for receipt of responses 28 days   | <p><b>Yes.</b></p>   |

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|    | beginning with the day after the day that 'B' and, where applicable, 'C' authorities received the consultation documents? | <p>The Applicant identified Rugby Borough Council (a 'B' authority) and Warwickshire County Council and Coventry City Council ('C' authorities) as the host local authorities for the purposes of the preparation of the SoCC.</p> <p>The Applicant wrote to Coventry City Council, Rugby Borough Council and Warwickshire County Council on 19 July 2023 requesting comments on the draft SoCC by 17 August 2023. The authorities were therefore provided 30 calendar days to provide comments. A copy of the letter is provided in Annex C of the Consultation Report (<b>TR010066/APP/5.2</b>).</p> <p>A copy of the Draft SoCC is provided in Annex C of the Consultation Report Annexes (<b>TR010066/APP/5.2</b>).</p> <p>Coventry City Council provided feedback on the Draft SoCC on 31 July 2023, Rugby Borough Council responded on 14 August 2023 and Warwickshire County Council provided feedback on 11 August 2023. Copies of the responses are provided in Annex D of the Consultation Report (<b>TR010066/APP/5.2</b>).</p>  |
| 15 | Has the Applicant had regard to any responses received when preparing the SoCC?   | <p><b>Yes.</b></p> <p>The Applicant has set out in Table 4-8 'SoCC compliance table' in Chapter 4 of the Consultation Report (<b>TR010066/APP/5.1</b>) how the responses received as a result of consultation on the SoCC were taken into account when finalising the SoCC. In summary, the changes to the SoCC following comments from the local authorities included:</p> <ul style="list-style-type: none"> <li>• The draft SoCC was amended to avoid using the terms 'hard to reach' and 'seldom heard'.</li> <li>• Details of drop-in events were listed on the Scheme website but not in the SoCC, owing to the greater flexibility over the dates and times of these events. Consequently, no amendments were required to the draft SoCC.</li> <li>• The SoCC was revised to include an updated consultation zone map.</li> <li>• The SoCC was updated to include a revised map showing an inner and outer distribution area.</li> <li>• The SoCC was updated to include the details of the event at Brinklow Community Hall.</li> <li>• Section 10 of the SoCC was updated to include the maximum cost of a set of printed consultation material and its delivery.</li> </ul> |

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|    |   | <ul style="list-style-type: none"> <li>The map of the consultation mail out zone included in Section 6 of the draft SoCC was updated to include the locations of event and deposit locations.</li> </ul>   |
| 16 | Has the SoCC been made available for inspection on a website maintained by or on behalf of the Applicant; and has a notice been published in a newspaper circulating in the vicinity of the land which states where and when the SoCC can be inspected? | <p><b>Yes.</b></p> <p>The SoCC was made available at venues that are reasonably convenient to the location of the Scheme. Details of the locations and dates that the SoCC was available to view is provided in Chapter 4 of the Consultation Report (TR010066/APP/5.1). The deposit locations included:</p> <ul style="list-style-type: none"> <li>Caludon Castle School and Community Library, Axholme Road, Wyken, Coventry, CV2 5BD</li> <li>Coventry Council House, Earl Street, Coventry, CV1 5RR</li> <li>Rugby Borough Council, Town Hall, Evreux Way, Rugby, CV21 2RR</li> <li>Warwickshire County Council, Shire Hall, Warwick, CV34 4RL</li> <li>Willenhall Library, Hagard Community Space, Remembrance Road, Coventry, CV3 3DG</li> <li>Wolston Library and Information Centre, Warwick Road, Wolston, Coventry, CV8 3GX</li> </ul> <p>A section 47 notice stating when and where the SoCC could be inspected was published in the Coventry Observer and Rugby Observer (both of which are circulated in the vicinity of the land) on 20 October and again on 27 October 2023. It also went in The Times and the London Gazette. Details are provided in Chapter 4, Table 4-3 'S47 Notice publication details' of the Consultation Report (TR010066/APP/5.1).</p> <p>Copies of the newspaper notices are included in Annex F of the Consultation Report (TR010066/APP/5.2).</p> <p>The SoCC was also made available on the National Highways Scheme website: <a href="#">A46 Walsgrave junction Statement of Community Consultation.pdf</a></p> |
| 17 | Does the SoCC set out whether the development is EIA development <sup>9</sup> ; and does it set out how the   | <p><b>Yes.</b></p>   |

<sup>9</sup> Regulation 12 of the 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 10 of the 2009 EIA Regulations



|  | Applicant intends to publicise and consult on the Preliminary Environmental Information?  | Paragraphs 4.1 to 4.2 of the SoCC set out that the development is an EIA development, and that the Applicant had published a Preliminary Environmental Information Report (PEIR) and a Non-Technical Summary of the PEIR, both of which formed part of the statutory consultation materials. A copy of the SoCC is provided in Annex E of the Consultation Report ( <b>TR010066/APP/5.2</b> ).  |                                |  |  |              |      |    |  |                   |                                |                |                                |    |                               |           |                 |
|--|---|---|--------------------------------|--|--|--------------|------|----|--|-------------------|--------------------------------|----------------|--------------------------------|----|-------------------------------|-----------|-----------------|
| 18   | Has the Applicant carried out the consultation in accordance with the SoCC?   | <b>Yes.</b><br><br>The Applicant has set out in Chapter 4 of the Consultation Report ( <b>TR010066/APP/5.1</b> ) the activities that have been carried out, and Table 4-8 'SoCC compliance table' of the Consultation Report ( <b>TR010066/APP/5.1</b> ) describes how the commitments in the SoCC have been met. Please also see Annex J and M of the Consultation Report ( <b>TR010066/APP/5.2</b> ).   |                                |  |  |              |      |    |  |                   |                                |                |                                |    |                               |           |                 |
| Section 48: Duty to publicise the proposed application   |   |   |                                |  |  |              |      |    |  |                   |                                |                |                                |    |                               |           |                 |
| 19   | Did the Applicant publicise the proposed application in the prescribed manner set out in Regulation 4(2) of the (as amended) APFP Regulations 2009? | <b>Yes.</b><br><br>The Applicant has provided details of the newspapers and dates of section 48 publicity in Table 4-9 'Details of section 48 notice publication' of Chapter 4 of the Consultation Report ( <b>TR010066/APP5.1</b> ) and as listed below.<br><br>A copy of the section 48 notice is provided in Annex K ( <b>TR010066/APP/5.2</b> ) and copies of all newspaper notices are included in Annex F of the Consultation Report ( <b>TR010066/APP/5.2</b> ). |                                |  |  |              |      |    |  |                   |                                |                |                                |    |                               |           |                 |
| <table><tr><th colspan="2"></th><th>Newspaper(s)</th><th>Date</th></tr><tr><td rowspan="2">a)</td><td rowspan="2">for at least two successive weeks in one or more local newspapers circulating in the vicinity in which the Proposed Development would be situated;</td><td>Coventry Observer</td><td>20 October and 27 October 2023</td></tr><tr><td>Rugby Observer</td><td>20 October and 27 October 2023</td></tr><tr><td>b)</td><td>once in a national newspaper;</td><td>The Times</td><td>19 October 2023</td></tr></table> |   |   |                                |  |  | Newspaper(s) | Date | a) | for at least two successive weeks in one or more local newspapers circulating in the vicinity in which the Proposed Development would be situated; | Coventry Observer | 20 October and 27 October 2023 | Rugby Observer | 20 October and 27 October 2023 | b) | once in a national newspaper; | The Times | 19 October 2023 |
|  |   | Newspaper(s)  | Date                           |  |  |              |      |    |  |                   |                                |                |                                |    |                               |           |                 |
| a)   | for at least two successive weeks in one or more local newspapers circulating in the vicinity in which the Proposed Development would be situated;  | Coventry Observer   | 20 October and 27 October 2023 |  |  |              |      |    |  |                   |                                |                |                                |    |                               |           |                 |
|  |   | Rugby Observer  | 20 October and 27 October 2023 |  |  |              |      |    |  |                   |                                |                |                                |    |                               |           |                 |
| b)   | once in a national newspaper;   | The Times   | 19 October 2023                |  |  |              |      |    |  |                   |                                |                |                                |    |                               |           |                 |

| c)          | once in the London Gazette and, if land in Scotland is affected, the Edinburgh Gazette; and   | London Gazette  | 19 October 2023 |
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| d)          | where the proposed application relates to offshore development –<br><br>(i) once in Lloyds List; and<br><br>(ii) once in an appropriate fishing trade journal?  | Not applicable.   |                 |
| 20          | Did the s48 notice include the required information set out in Regulation 4(3) of the (as amended) APFP Regulations 2009?   | <b>Yes.</b><br><br>The section 48 notice for the statutory consultation is provided at Annex F of the Consultation Report ( <b>TR010066/APP/5.2</b> ) and contains the required information as set out below. |                 |
|             |   |   |                 |
| Information |   | Paragraph   |                 |
| a)          | the name and address of the Applicant.  | 1   |                 |
| c)          | a statement as to whether the application is EIA development  | 5   |                 |
| e)          | a statement that the documents, plans and maps were available on a website maintained by or on behalf of the Applicant. The statement must include: <ul style="list-style-type: none"><li>the nature and location of the Proposed Development</li><li>The address of the website</li><li>The place on the website</li></ul> | 8, 9 and 13.  |                 |
| b)          | a statement that the Applicant intends to make an application for development consent to the Secretary of State   | 1   |                 |
| d)          | a summary of the main proposals, specifying the location or route of the Proposed Development   | 2 and 3   |                 |
| f)          | the latest date on which those documents, plans and maps will be available for inspection   | 9   |                 |

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|   | <ul style="list-style-type: none"> <li>A telephone number which can be used to contact the Applicant for enquiries in relation to the documents, plans and maps.</li> </ul> |  |    |  |
| g)  | whether a charge will be made for copies of any of the documents, plans or maps and the amount of any charge  | 10   | h) | details of how to respond to the publicity |
| i)  | a deadline for receipt of those responses by the Applicant, being not less than 28 days following the date when the notice is last published                                | 7  |    |  |
| 21  | Are there any observations in respect of the s48 notice provided above?   |  |    |  |
| 22  | Has a copy of the s48 notice been sent to the EIA consultation bodies and to any person notified to the Applicant in accordance with the EIA Regulations <sup>10</sup> ?    | <p><b>Yes.</b></p> <p>A copy of the s48 notice was sent to the EIA consultation bodies and any persons notified to the Applicant in accordance with the EIA Regulations on 24 October 2023 as part of the section 42 consultation. Details can be found in Chapter 4 of the Consultation Report (<b>TR010066/APP/5.1</b>), see paragraph 4.3.7 and Annex F of the Consultation Report Annexes (<b>TR010066/APP/5.2</b>).</p> <p>An example copy of the section 42 consultation letter is provided in Annex H of the Consultation Report (<b>TR010066/APP/5.2</b>), which confirms a copy of the s48 notice was enclosed.</p> |    |  |
| <b>s49: Duty to take account of responses to consultation and publicity</b> |   |  |    |  |

<sup>10</sup> Regulation 13 of the 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 11 of the 2009 EIA Regulations

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| 23  | Has the Applicant had regard to any relevant responses to the s42, s47 and s48 consultation?   | <p><b>Yes.</b></p> <p>The Applicant has set out in Chapter 5 of the Consultation Report (<b>TR010066/APP/5.1</b>) and Annex M of the Consultation Report (<b>TR010066/APP/5.2</b>) how the Applicant has had regard to the consultation responses received.</p> <p>It has also summarised in Chapter 5 of the Consultation Report (<b>TR010066/APP/5.1</b>), the consideration given to responses that lead to a change in the Scheme design (Table 5.17) and the consideration given to responses that did not lead to a change in the Scheme design (Table 5.18). Where a particular response has not led to a change in the Application, it is sufficiently clear that regard was had to it. Annex M of the Consultation Report (<b>TR010066/APP/5.2</b>) shows the responses in detail and how these were considered.</p> |
| <b>Guidance about pre-application procedure</b>   |  |   |
| 24  | To what extent has the Applicant had regard to statutory guidance 'Planning Act 2008: Guidance on the pre-application process' <sup>11</sup> ?   | Chapter 6 of the Consultation Report ( <b>TR010066/APP/5.1</b> ) explains how the Applicant has had regard to the statutory guidance on the pre-application process and the Applicant's approach to consultation and this is set out in Section 6.1.  |
| 25  | <b>Summary: Section 55(3)(e)</b>   |   |
| <b>s55(3)(f) and s55(5A): The application (including accompaniments) achieves a satisfactory standard having regard to the extent to which it complies with section 37(3) (form and contents of application) and with any standards set under section 37(5) and follows any applicable guidance under section 37(4)</b> |  |   |
| 26  | <p>Is it made in the prescribed form as set out in Schedule 2 of the APFP Regulations, and does it include:</p> <ul style="list-style-type: none"> <li>a brief statement which explains why it falls within the remit of the Planning Inspectorate; and</li> </ul> | <p>The Application is made in the prescribed form and explains why it falls within the remit of the Planning Inspectorate in Section 4 of the Application Form (<b>TR010066/APP/1.1</b>).</p> <p>Section 6 of the Application Form provides a brief statement that describes the location of the proposed route and a more detailed description is provided in Environmental Statement Chapter 2 (The Scheme) (<b>TR010066/APP/6.1</b>).</p>  |

<sup>11</sup> The Planning Inspectorate must have regard to the extent to which the Applicant has had regard to guidance issued under s50

|             | <ul style="list-style-type: none"> <li>a brief statement that clearly identifies the location of the application site, or the route if it is a linear scheme?</li> </ul> | The location of the Scheme is shown on the Location Plan ( <b>TR010066/APP/2.1</b> ).   |
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| 27          | Is it accompanied by a Consultation Report?  | <b>Yes.</b><br><br>The Application is accompanied by a Consultation Report ( <b>TR010066/APP/5.1</b> ) and Consultation Report Annexes ( <b>TR010066/APP/5.2</b> ).   |
| 28          | Where a plan comprises three or more separate sheets, has a key plan been provided showing the relationship between the different sheets? <sup>12</sup>                  | <b>Yes.</b><br><br>Key Plans are provided for all plans within Volume 2 of the Application which comprises three or more separate sheets. The Key Plans show the relationship between the different sheets.<br><br>Key plans are also provided for Figures in the Environmental Statement ( <b>TR010066/APP/6.2</b> ) which comprise three or more separate sheets. |
| 29          | Is it accompanied by the documents and information set out in APFP Regulation 5(2)?  | <b>Yes.</b><br><br>The documents and information required by APFP Regulation 5(2) are set out in the documents and locations within the Application as listed below.  |
| Information |  | Document  |
| a)          | Where applicable, the Environmental Statement required under the EIA Regulations <sup>13</sup> and any scoping or screening opinions or directions                       | Yes.<br><br>The Application is accompanied by an Environmental Statement ( <b>TR010066/APP/6.1</b> ), Environmental Statement Figures ( <b>TR010066/APP/6.2</b> ), Environmental Statement Appendices ( <b>TR010066/APP/6.3</b> ), and a Non Technical Summary ( <b>TR010066/APP/6.4</b> ).   |
| Information |  | Document  |
| b)          | The draft Development Consent Order (DCO)  | Yes.<br><br>The Application is accompanied by the Draft Development Consent Order ( <b>TR010066/APP/3.1</b> ) in the validated statutory instrument template.   |

<sup>12</sup> Regulation 5(4) of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009

<sup>13</sup> The 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, the 2009 EIA Regulations

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| c) |  | A copy of the Scoping Opinion (TR010066/APP/6.9) is provided.   | d) |  |  |
|    | Is this of a satisfactory standard?  |   |    | Is this of a satisfactory standard?  |  |
|    | An Explanatory Memorandum explaining the purpose and effect of provisions in the draft DCO | <b>Yes.</b><br>The Application is accompanied by the Explanatory Memorandum (TR010066/APP/3.2) to the Draft Development Consent Order (TR010066/APP/3.1). |    | Where applicable, a Book of Reference  | <b>Yes.</b><br>The Application is accompanied by the Book of Reference (TR010066/APP/4.3) which meets the requirements of the statutory guidance 'Planning Act 2008: guidance related to procedures for the compulsory acquisition of land'.   |
|    | Is this of a satisfactory standard?  |   |    | Is this of a satisfactory standard?  |  |
| e) | A copy of any Flood Risk Assessment  | <b>Yes.</b><br>The Application is accompanied by a Flood Risk Assessment at Environmental Statement Appendix 13.1 (TR010066/APP/6.3).                     | f) | A statement whether the proposal engages one or more of the matters set out in section 79(1) of the Environmental Protection Act 1990 (statutory nuisances) and if so how the Applicant proposes to mitigate or limit them | <b>Yes.</b><br>The Application is accompanied by a Statement Relating to Statutory Nuisances (TR010066/APP/6.7), the following sections are provided:<br>3.2 Dust arising on business premises<br>3.3 Artificial light from premises<br>3.3 Noise emitted from premises or caused by a vehicle, machinery or equipment |
|    | Is this of a satisfactory standard?  |   |    | Is this of a satisfactory standard?  |  |
| h) | A Statement of Reasons and a Funding Statement (where the application                      | <b>Yes.</b><br>The Application is accompanied by a Statement of Reasons   | i) | A Land Plan identifying:-<br>(i) the land required for, or affected by,  | <b>Yes.</b><br>Land Plans (TR010066/APP/2.2) are provided.   |

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|    | involves any Compulsory Acquisition)   | ( <b>TR010066/APP/4.1</b> ) and a Funding Statement ( <b>TR010066/APP/4.2</b> ).   |    | the Proposed Development;<br>(ii) where applicable, any land over which it is proposed to exercise powers of Compulsory Acquisition or any rights to use land;<br>(iii) any land in relation to which it is proposed to extinguish easements, servitudes and other private rights; and<br>(iv) any special category land and replacement land | The Land Plans accord with Regulation 5(2)(i) of APFP Regulations. The Land Plans identify:<br>(i) all land that is required for or affected by the proposed Scheme;<br>(ii) any land over which it is proposed to exercise powers of compulsory acquisition or rights to use land; and<br>(iii) any land in relation to which it is proposed to extinguish easements, servitudes or other private rights.<br><br>Plots and descriptions listed within the Book of Reference ( <b>TR010066/APP/4.3</b> ) are consistent with the plots shown on the Land Plans.<br><br>Special Category Land within the Scheme is shown on the Special Category Land Plans ( <b>TR010066/APP/2.8</b> ). |
|    | Is this of a satisfactory standard?  |  |    | Is this of a satisfactory standard?   |   |
| j) | A Works Plan showing, in relation to existing features:-<br><br>(i) the proposed location or (for a linear scheme) the proposed route and alignment of the | <b>Yes.</b><br><br>Works Plans ( <b>TR010066/APP/2.3</b> ) are provided.<br><br>The Works Plans accord with Regulation 5(2)(j) of the APFP Regulations, and show the proposed route and alignment of the development and the limits within | k) | Where applicable, a plan identifying any new or altered means of access, stopping up of streets or roads or any diversions, extinguishments or creation of rights of way  | <b>Yes.</b><br><br>Rights of Way and Access Plans ( <b>TR010066/APP/2.4</b> ) are provided.<br><br>The plans accord with Regulation 5(2)(k) of the APFP Regulations. Traffic Regulation Plans ( <b>TR010066/APP/2.9</b> ) and Classification of Roads Plans ( <b>TR010066/APP/2.10</b> ) are also provided.   |

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|    | development and works; and<br><br>(ii) the limits within which the development and works may be carried out and any limits of deviation provided for in the draft DCO  | which the works are proposed to be carried out.  |    | or public rights of navigation   |  |
|    | Is this of a satisfactory standard?  |  |    | Is this of a satisfactory standard?  |  |
| I) | Where applicable, a plan with accompanying information identifying:-<br><br>(i) any statutory or non-statutory sites or features of nature conservation eg sites of geological or landscape importance;<br><br>(ii) habitats of protected species, important habitats or other diversity features; and<br><br>(iii) water bodies in a river basin management plan, | <p>The information in relation to Regulation 5(2)(I)(i) of the APFP Regulations is within Environmental Statement Figure 7.2 (Landscape Character Context) and Environmental Statement Figure 8.1 (Designated Sites, Priority Habitats, Ancient Woodland and Veteran Trees) (<b>TR010066/APP/6.2</b>).</p> <p>The information in relation Regulation 5(2)(I)(ii) is within Environmental Statement Figure 8.1 (Designated Sites, Priority Habitats, Ancient Woodland and Veteran Trees) and Environmental Statement Figure 8.2 (Ecological Constraints) (<b>TR010066/APP/6.2</b>).</p> <p>The information in relation Regulation 5(2)(I)(iii) is within Environmental Statement Figure 13.2 (Water Framework Directive</p> | m) | Where applicable, a plan with accompanying information identifying any statutory or non-statutory sites or features of the historic environment, (eg scheduled monuments, World Heritage sites, listed buildings, archaeological sites and registered battlefields) together with an assessment of any effects on such sites, features or structures likely to be caused by the Proposed Development | <p>The information in relation to 5(2)(m) of the APFP Regulations is within Environmental Statement Figure 6.1 (Designated Heritage Assets) (<b>TR010066/APP/6.2</b>) and Environmental Statement Figure 6.2 (Non-Designated Heritage Assets) (<b>TR010066/APP/6.2</b>). Environmental Statement Figure 6.3 (Heritage Events) (<b>TR010066/APP/6.2</b>) and Environmental Statement Figure 6.4 (Historic Building Recording – Location Plan) (<b>TR010066/APP/6.2</b>) are provided. Environmental Statement Figure 7.2 (Landscape Character Context) (<b>TR010066/APP/6.2</b>) is also relevant.</p> <p>The assessment of any effects on such sites, features or structures likely to be caused by the Scheme is presented in Environmental Statement Chapter 6 (Cultural Heritage) and Chapter 7 (Landscape and Visual Effects) (<b>TR010066/APP/6.1</b>).</p> |



|    |  |  |    |  |  |
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| n) | together with an assessment of any effects on such sites, features, habitats or bodies likely to be caused by the Proposed Development | <p>Compliance Assessment), Environmental Statement Figure 13.3 (Water Quality Assessment), Environmental Statement Figure 13.4 (Groundwater Assessment), Environmental Statement Figure 13.5 (Hydromorphological Report) (<b>TR010066/APP/6.2</b>).</p> <p>The assessment of any effects on such sites, features, habitats or bodies likely to be caused by the Scheme is presented in Environmental Statement Chapter 5: (Air Quality), Environmental Statement Chapter 7 (Landscape and Visual Effects), Environmental Statement Chapter 8 (Biodiversity), and Environmental Statement Chapter 13 (Road Drainage and the Water Environment) (<b>TR010066/APP/6.1</b>).</p> | o) |  |  |
|    | Is this of a satisfactory standard?  |  |    | Is this of a satisfactory standard?  |  |
|    | Where applicable, a plan with any accompanying information identifying any Crown land  | There is no Crown Land associated with the Scheme, therefore a plan is not provided.   |    | Any other plans, drawings and sections necessary to describe the development consent proposal showing details of design, external appearance, and the preferred layout of buildings, structures, | <p><b>Yes.</b></p> <p>The Application is accompanied by:</p> <ul style="list-style-type: none"> <li>• Location Plan (<b>TR010066/APP/2.1</b>);</li> <li>• Engineering Drawings and</li> <li>• Sections Parts A and B (<b>TR010066/APP/2.5</b>);</li> <li>• General Arrangement (<b>TR010066/APP/2.6</b>);</li> <li>• Drainage and Surface Water Plans</li> <li>• (<b>TR010066/APP/2.7</b>);</li> </ul> |

|    |  |   |    |   |  |
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| p) |  |   | q) | drainage, surface water management, means of vehicular and pedestrian access, any car parking and landscaping | <ul style="list-style-type: none"> <li>• Special Category Land Plans (<b>TR010066/APP/2.8</b>);</li> <li>• Traffic Regulation Plans</li> <li>• (<b>TR010066/APP2.9</b>)</li> <li>• Classification of Roads Plans</li> <li>• (<b>TR010066/APP/2.10</b>);</li> <li>• Hedgerow and Tree Plans (<b>TR010066/APP/2.11</b>); and</li> <li>• Environmental Masterplan – Environmental Statement Figure 2.4 (<b>TR010066/APP/6.2</b>).</li> </ul>  |
|    | Is this of a satisfactory standard?                                      |   |    | Are they of a satisfactory standard?  |  |
|    | Any of the documents prescribed by Regulation 6 of the APFP Regulations: | <p>As the proposed Scheme is highway related development, the Application is required to supply section drawings in accordance with Regulation 6(2) APFP Regulations.</p> <p>This information is provided in the Engineering Drawings and Sections Parts A and B (<b>TR010066/APP/2.5</b>), General Arrangement (<b>TR010066/APP/2.6</b>) and the Drainage and Surface Water Plans (<b>TR010066/APP/2.7</b>).</p> |    | Any other documents considered necessary to support the application   | <p>The Application comprises other documents considered necessary to support the Application, as listed in Section 23 of the Application Form (<b>TR010066/APP/1.1</b>). These are:</p> <ul style="list-style-type: none"> <li>• Application Form (<b>TR010066/APP/1.1</b>);</li> <li>• Covering letter and Section 55 (<b>TR010066/APP/1.2</b>);</li> <li>• Introduction to the Application (<b>TR010066/APP/1.3</b>);</li> <li>• Programme Document (<b>TR010066/APP/1.4</b>);</li> <li>• Consents and Agreements Position Statement (<b>TR010066/APP/3.3</b>);</li> <li>• Consultation Report (<b>TR010066/APP/5.1</b>);</li> <li>• Consultation Report Annexes (<b>TR010066/APP/5.2</b>);</li> <li>• First Iteration Environmental Management Plan (<b>TR010066/APP/6.5</b>);</li> </ul> |

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|    |   |  |   | <ul style="list-style-type: none"> <li>• Statement Relating to Statutory Nuisance (<b>TR010066/APP/6.6</b>);</li> <li>• Pre-commencement Plan (<b>TR010066/APP/6.7</b>);</li> <li>• Case for the Scheme (<b>TR010066/APP/7.1</b>);</li> <li>• National Networks National Policy Statement Accordance Tables (<b>TR010066/APP/7.2</b>);</li> <li>• Transport Assessment (<b>TR010066/APP/7.3</b>);</li> <li>• Scheme Design Report (<b>TR010066/APP/7.4</b>);</li> <li>• Outline Traffic Management Plan (<b>TR010066/APP/7.5</b>);</li> <li>• Equality Impact Assessment (<b>TR010066/APP/7.6</b>);</li> <li>• Potential Main Issues for the Examination (<b>TR010066/APP/7.7</b>).</li> </ul> |
|    | Are they of a satisfactory standard?  |  | Are they of a satisfactory standard?  |  |
| 30 | Are there any observations in respect of the documents provided at Box 29 (a) to (q) above?   |  |   |  |
|    |   |  |   |  |
| 31 | <p>Is the application accompanied by a report identifying any European site(s) to which Regulation 48 of The Conservation (Natural Habitats, &amp;c.) Regulations 1994 applies; or any Ramsar site(s), which may be affected by the Proposed Development, together with sufficient information that will enable the Secretary of State to make an appropriate assessment of the</p> |  | <p><b>Yes.</b></p> <p>A Habitats Regulation Assessment (HRA) Report (Environmental Statement Appendix 8.12) (<b>TR010066/APP/6.3</b>) accompanies the Application.</p> <p>The HRA concludes that there would be no adverse effects on the integrity of any European Site.</p> |  |

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|   | implications for the site if required by Regulation 48(1)? <sup>14</sup>  |   |
| 32  | If requested by the Planning Inspectorate, two paper copies of the application form and other supporting documents and plans <sup>15</sup>  | The Applicant can provide this if requested.  |
| 33  | Has the Applicant had regard to statutory guidance 'Planning Act 2008: Application form guidance', and has this regard led to the application being prepared to a standard that the Planning Inspectorate considers satisfactory?   | <p><b>Yes.</b></p> <p>The statutory guidance 'Planning Act 2008: Application form guidance' has been used to prepare the Application form. The Applicant has also had regard to Nationally Significant Infrastructure Projects: Advice on the Preparation and Submission of Application Documents, 8 August 2024. The Applicant believes that the Application has been prepared to the standards that the Planning Inspectorate considers satisfactory.</p> |
| 34  | <b>Summary - s55(3)(f) and s55(5A)</b>  |   |
| <b>The Infrastructure Planning (Fees) Regulations 2010 (as amended)</b> |   |   |
| <b>Pre-application fee</b>  |   |   |
| 35  | <p>Were all pre-application fees paid before the application was made?</p> <p>Pre-application services for which a fee can be charged is defined in Regulation 2A(8) and includes services listed with in Schedule 1 of the Fees Regulations 2010. Fees for pre-application services apply to all proposed applications, from the inception meeting. These fees must be paid within 28 days of the first invoice. If the applicant fails to pay the fee</p> | The Applicant has not yet received an invoice for the pre-application fees, although it has provided the Planning Inspectorate with a purchase order number.  |

<sup>14</sup> Regulation 5(2)(g) of the APFP Regulations

<sup>15</sup> Regulation 5(2)(r) of the APFP Regulations

|   |  |   |
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|   | within 28 days, the Planning Inspectorate will not provide the applicant with any further pre-application services or take any further steps in relation to the proposed application.  |   |
| <b>Fees to accompany an application</b> |  |   |
| 36                                      | <p>Was the fee paid at the same time that the application was made<sup>16</sup>?</p> <p>The Planning Inspectorate must charge the Applicant a fee in respect of the decision by the Planning Inspectorate under Section 55 of the PA2008. If the Applicant fails to pay the fee, the Planning Inspectorate need to consider the application until payment is received. The fee must be paid at the same time that the application is made.</p> | <p><b>Yes.</b></p> <p>The Applicant submitted the application fee by BACs to reach the Planning Inspectorate's account before the 14 November 2024.</p> |

| Role                 | Electronic signature | Date |
|----------------------|----------------------|------|
| Case Manager         |                      |      |
| Acceptance Inspector |                      |      |

<sup>16</sup> The Planning Inspectorate must charge the Applicant a fee in respect of the decision by the Planning Inspectorate under section 55 of the PA2008. If the Applicant fails to pay the fee, the Planning Inspectorate need not consider the application until payment is received. The fee must be paid at the same time that the application is made