



The Planning Inspectorate
Yr Arolygiaeth Gynllunio

Section 55

Acceptance of Applications Checklist

Appendix 3 of [Advice Note Six: Preparation and submission of application documents](#)

Version: October 2019

The Sizewell C Project Section 55 Acceptance of Applications Checklist

Section 55 of the Planning Act 2008 can be viewed at [legislation.gov.uk](http://www.legislation.gov.uk), here:

<http://www.legislation.gov.uk/ukpga/2008/29/section/55>

DISCLAIMER: This Checklist is for information only and is not a formal application document. It 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 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
		27 May 2020	24 June 2020	24 June 2020
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 ¹ (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 ² (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>Yes</p> <p>The Proposed Development set out in Schedule 1 of the Draft DCO (Doc 3.1) includes development falling within the categories in section 14 of the PA2008. The development is for the construction of an onshore generating station in England with a capacity of more than 50MW and therefore satisfies sections 14 and 15 of the PA2008; including subsections 14(1)(a) and 15(2).</p> <p>This is consistent with the summary provided in Section 4 of the Application Form (Doc 1.2) which states that the application is for an NSIP.</p>		

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

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

	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?	
3	Summary: Section 55(3)(a) and s55(3)(c)	The Planning Inspectorate is satisfied that the Draft DCO (Doc 3.1) includes development for which development consent is required.
Section 55(3)(e): The Applicant in relation to the application made has complied with Chapter 2 of Part 5 (pre-application procedure)		
4	In accordance with the EIA Regulations ³ , 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?	Yes The Applicant notified the Planning Inspectorate in accordance with Regulation 6(1)(b) of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2009 of its intention to provide an Environmental Statement (ES) in respect of the Proposed Development on 21 November 2012, at the start of statutory consultation on 21 November 2012. Pursuant to regulation 8(2)(a) of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017, on 16 July 2019 the Applicant notified the Planning Inspectorate that an Environmental Statement would be provided with the DCO application.
5	Have any Adequacy of Consultation Representations ⁴ been received from 'A', 'B', 'C' and 'D' local authorities; and if so, do they confirm that the	Yes There are 11 host and neighbouring authorities, of which seven provided Adequacy of Consultation Representations (AoCR). Six of these confirmed either that the Applicant

³ 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)

⁴ 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

<p>Applicant has complied with the duties under s42, s47 and s48?</p>	<p>had complied with their duties under s42, s47 and s48 of the PA2008 or that the consultation was appropriate/ adequate. Three of these responding authorities made additional comments. One authority did not say whether there had been compliance but made a number of comments. The seven authorities were:</p> <ul style="list-style-type: none"> • South Norfolk District Council ('A' authority) • Ipswich Borough Council ('A' authority) • East Suffolk Council ('B' authority) • Suffolk County Council ('C' authority') • Essex County Council ('D' authority) • Norfolk County Council ('D' authority) • Broads Authority ('A'/'D' authority) <p>All AoCRs received have been carefully considered and are available to view on the Sizewell C project page of the National Infrastructure Planning website.</p> <p>During the acceptance period a number of representations were also received from other parties raising concerns about the adequacy of consultation. This included concerns regarding the information provided during the consultation and the public engagement activities. They have all been considered.</p> <p>The Planning Inspectorate has considered the comments and matters raised by the responding authorities and the other parties making representations and is of the view that the Applicant has carried out its duties in accordance with s42, s47 and s48 of the PA2008.</p>
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Section 42: Duty to consult

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 ⁵ ?	<p>Yes</p> <p>The Applicant has provided a list of persons consulted under s42(1)(a) at each stage of the statutory consultation at Appendix G.3 of the Consultation Report (Doc 5.1).</p> <p>Samples of the letters sent to s42(1)(a) consultees are provided at Appendices D.9, E.7 and F.3 of the Consultation Report (Doc 5.1).</p> <p>The Planning Inspectorate has identified the following parties based on a precautionary interpretation of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 that were not consulted by the Applicant under s42:</p> <ul style="list-style-type: none"> • Murphy Gas Network • Eclipse Power Networks • Leep Electricity Networks • Vattenfall Networks Limited • Harlaxton Energy Networks • Energy Assets Pipelines Limited • Energy Assets Networks Limited • Fulcrum Electricity Assets Limited • UK Power Distribution Limited <p>The Applicant's Consultation Report (Doc 5.1) does not explain why the bodies identified above have not been consulted. However, it is noted that the licences held by these bodies cover Great Britain or various smaller areas and the operational areas of each are not clear from information in the public domain.</p> <p>None of the bodies listed above have been identified by the Applicant as having an interest in the Order lands and are not listed in the Book of Reference (Doc 4.3).</p> <p>Section 51 advice has been issued to the Applicant in respect of the above matter.</p>
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⁵ Statutory consultees set out in Schedule 1 of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (APFP Regulations)

7	Section 42(1)(aa) the Marine Management Organisation ⁶ ?	<p>Yes</p> <p>The Applicant has provided a list of persons consulted under s42 at each stage of the statutory consultation at Appendix G.3 of the Consultation Report (Doc 5.1). This list includes the MMO.</p>
8	Section 42(1)(b) each local authority within s43 ⁷ ?	<p>Yes</p> <p>Section 2.4 c) of the Consultation Report (Doc 5.1) lists the relevant local authorities that were identified and consulted at each stage of statutory consultation under s43 and s42(1)(b). These are:</p> <p>The host 'B' authority:</p> <ul style="list-style-type: none"> • East Suffolk Council (ESC) (prior to 1 April 2019 Suffolk Coastal District Council (SCDC)) <p>The host 'C' authority:</p> <ul style="list-style-type: none"> • Suffolk County Council (SCC) <p>Neighbouring 'A' authorities</p> <ul style="list-style-type: none"> • Mid Suffolk District Council • Babergh District Council • Ipswich Borough Council • Tendring District Council • South Norfolk District Council (only an A local authority from 1 April 2019 following ESC's creation) • Great Yarmouth Borough Council (only an A local authority from 1 April 2019 following ESC's creation)

⁶ 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

⁷ 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

		<ul style="list-style-type: none"> • Broads Authority (only an A local authority from 1 April 2019 following ESC's creation) • Waveney District Council (WDC) (prior to becoming ESC as of 1 April 2019) <p>Neighbouring 'D' authorities:</p> <ul style="list-style-type: none"> • Essex County Council • Norfolk County Council • Cambridgeshire County Council • Broads Authority <p>Samples of the letters sent to s42(1)(b) relevant local authorities are provided at Appendices B.7, D.9, E.7 and F.3 of the Consultation Report (Doc 5.1).</p> <p>Summaries of the responses received by the Applicant from the relevant local authorities are provided at Annex's B, D, F and H of the Consultation Report (Doc 5.1).</p>
9	Section 42(1)(c) the Greater London Authority (if in Greater London area)?	N/A
10	Section 42(1)(d) each person in one or more of s44 categories ⁸ ?	<p>Yes</p> <p>Paragraphs 8.4.1, 7.4.1, 6.4.1 and 4.4.1 of the Consultation Report (Doc 5.1) state that all persons identified under s42(1)(d) were consulted at each stage of statutory consultation.</p> <p>Paragraph 2.4.18 of the Consultation Report (Doc 5.1) summarise how the Applicant made diligent inquiry to seek to identify and consult persons with an interest in land affected by the Draft DCO (Doc 3.1).</p> <p>The Applicant's Book of Reference (Doc 4.3) lists the persons consulted under s42(1)(d).</p>

⁸ 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. There is no requirement on the Planning Inspectorate to check the accuracy of the list(s) provided or whether the Applicant has made diligent inquiry

		Samples of the letters sent to s42(1)(d) persons are provided at Appendices B.7, D.9, E.7 and F.3 of the Consultation Report (Doc 5.1) .
Section 45: Timetable for s42 consultation		
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>Yes</p> <p>Paragraphs 8.4.1, 7.4.1, 6.4.1 and 4.4.1 of the Consultation Report (Doc 5.1) provide details of the timetable for each stage of statutory consultation and state that at each stage the letter sent to s42 consultees included a deadline for receipt of responses that was more than the required minimum time.</p> <p>Samples of the letters sent to s42 consultees at each stage of statutory consultation are provided at Appendices B.7, D.9, E.7 and F.3 of the Consultation Report (Doc 5.1) and confirm that:</p> <ul style="list-style-type: none"> • For the consultation letter sent to s42 consultees on 16 July 2019, consultation commenced on 18 July 2019 and closed on 27 September 2019. • For the consultation letter sent to s42 consultees on 3 January 2019, consultation commenced on 4 January 2019 and closed on 29 March 2019 • For the consultation letter sent to s42 consultees on 21 November 2016, consultation commenced on 23 November 2016 and closed on 3 February 2017 • For the consultation letter sent to s42 consultees on 20 November 2012, consultation commenced on 21 November 2012 and closed on 6 February 2013
Section 46: Duty to notify the Planning Inspectorate of proposed application		
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>Yes</p> <p>The Applicant gave notice under s46 on 21 November 2012, which was before the beginning of s42 consultation.</p> <p>The Applicant also gave notice under s46 on 3 January 2019, 16 July 2019 and 15 January 2020.</p>

		Copies of the s46 notification letters and the s46 acknowledgement letters from the Planning Inspectorate are available to view on the Sizewell C project page of the National Infrastructure Planning website.
Section 47: Duty to consult local community		
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>Yes</p> <p>A copy of the first SoCC is provided at Appendix B.11 of the Consultation Report (Doc 5.1).</p> <p>A copy of the updated SoCC is provided at Appendix D.6 of the Consultation Report (Doc 5.1).</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 beginning with the day after the day that 'B' and (where applicable) 'C' authorities received the consultation documents?	<p>Yes</p> <p>The Applicant sent the draft of the first SoCC to SCDC ('B Authority') and SCC ('C' authority) on 21 September 2012 and set a deadline of 20 October 2012 for responses; providing more than the required minimum time for responses to be received.</p> <p>The Applicant sent the draft of the updated SoCC to SCDC ('B Authority') and SCC ('C' authority) on 26 November 2014 and set a deadline of 31 December 2014 for responses; providing more than the required minimum time for responses to be received.</p> <p>The Applicant subsequently sent a further draft of the updated SoCC to SCDC ('B Authority') and SCC ('C' authority) on 13 January 2015 and set a deadline of 13 February 2015 for responses; providing the required minimum time for responses to be received.</p>
15	Has the Applicant had regard to any responses received when preparing the SoCC?	<p>Yes</p> <p>Appendix B.2 of the Consultation Report (Doc 5.1) provides a summary of the consultation responses from SCDC and SCC in respect of the draft of the first SoCC and demonstrates how the Applicant had regard to their content.</p>

		<p>Examples of changes from the draft of the first SoCC to the first SoCC include:</p> <ul style="list-style-type: none"> • SoCC to be amended to explain that Stage 1 consultation will last eleven weeks • Kesgrave was added to the list of towns in which the Applicant might hold short exhibitions or community meetings <p>Appendix D.3 of the Consultation Report (Doc 5.1) provides a summary of the consultation responses from SCDC and SCC in respect of the draft of the updated SoCC and demonstrates how the Applicant had regard to their content.</p> <p>Examples of changes from the draft of the updated SoCC to the updated SoCC include:</p> <ul style="list-style-type: none"> • Addition of notification of the commencement of consultation 10 working days before • Commitment to support town and parish councils reflected in the SoCC • A number of drafting changes <p>The Planning Inspectorate is satisfied that the Applicant had regard to the responses received when preparing the final SoCCs.</p>
16	<p>Has the SoCC been made available for inspection in a way that is reasonably convenient for people living in the vicinity of the land; 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>	<p>Yes</p> <p>The first SoCC and the updated SoCC were made available at the following locations, which is reasonably convenient having regard to the location of the Proposed Development:</p> <ul style="list-style-type: none"> • SCC office • SCDC office • Waveney District Council office • Sizewell C Information office, Leiston • Leiston Town Council offices

		<p>A notice stating when and where the first SoCC could be inspected was published on 8 November 2012 and a notice stating when and where the updated SoCC could be inspected was published on 9 November 2016, both notices were published in:</p> <ul style="list-style-type: none"> • East Anglian Times • Eastern Daily Press • Beccles and Bungay Journal • Lowestoft Journal • Coastal Scene • Ipswich Evening Star <p>The published SoCC notices, provided at Appendices B.10 and D.5 of the Consultation Report (Doc 5.1) state where and when each SoCC was available to inspect.</p>
17	Does the SoCC set out whether the development is EIA development ⁹ ; and does it set out how the Applicant intends to publicise and consult on the Preliminary Environmental Information?	<p>Yes</p> <p>Section 7 of the first SoCC at Appendix B.10 of the Consultation Report (Doc 5.1) sets out that the development is EIA development and sets out how the Applicant intended to publicise and consult on the Preliminary Environmental Information</p> <p>Page 5 of the updated SoCC at Appendix D.6 of the Consultation Report (Doc 5.1) sets out that the development is EIA development and sets out how the Applicant intended to publicise and consult on the Preliminary Environmental Information.</p>
18	Has the Applicant carried out the consultation in accordance with the SoCC?	<p>Yes</p> <p>Tables 4.1, 6.1, 7.1 and 8.1 of the Consultation Report (Doc 5.1) set out how the Applicant has complied with the commitments set out in the final SoCCs.</p> <p>Appendices B, D, E, and F of the Consultation Report (Doc 5.1) provide evidence that the commitments within the final SoCCs have been carried out.</p>

⁹ Regulation 12 of the 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 10 of the 2009 EIA Regulations

		The Planning Inspectorate is satisfied that the Applicant has carried out the consultations in line with the first and updated SoCCs.
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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 APFP Regulations?	<p>Yes</p> <p>Chapters 2 and 8 of the Consultation Report (Doc Ref. 5.1) state that the Applicant publicised the proposed application in compliance with Regulation 4(2) of the APFP Regulations.</p> <p>Table 2.6 of the Consultation Report (Doc 5.1) displays the newspapers and dates of s48 publicity as set out below.</p> <p>A copy of the s48 notice is provided at Appendix F.4 of the Consultation Report (Doc 5.1).</p> <p>Clippings of the published notices set out below are provided at Appendix F.4 of the Consultation Report (Doc 5.1).</p>
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		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;	<ul style="list-style-type: none"> East Anglian Daily Times 	18 July and 25 July 2019
b)	once in a national newspaper;	<ul style="list-style-type: none"> The Times 	18 July 2019
c)	once in the London Gazette and, if land in Scotland is affected, the Edinburgh Gazette; and	<ul style="list-style-type: none"> London Gazette 	18 July 2019
d)	where the proposed application relates to offshore development –		

	(i) once in Lloyds List; and (ii) once in an appropriate fishing trade journal?	<ul style="list-style-type: none"> • Lloyds List • Fishing News 	18 July 2019 24 July 2019																																				
20	Did the s48 notice include the required information set out in Regulation 4(3) of APFP Regulations?	<p>Yes</p> <p>The published s48 notice, supplied at Appendix F.4 of the Consultation Report (Doc 5.1), contains the required information as set out below:</p>																																					
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 50%;"></th> <th style="width: 25%; text-align: center;">Information</th> <th style="width: 25%; text-align: center;">Paragraph</th> <th style="width: 50%;"></th> <th style="width: 25%; text-align: center;">Information</th> <th style="width: 25%; text-align: center;">Paragraph</th> </tr> </thead> <tbody> <tr> <td>a)</td> <td>the name and address of the Applicant.</td> <td>Paragraph 1</td> <td>b)</td> <td>a statement that the Applicant intends to make an application for development consent to the Secretary of State</td> <td>Paragraph 1</td> </tr> <tr> <td>c)</td> <td>a statement as to whether the application is EIA development</td> <td>Paragraph 4</td> <td>d)</td> <td>a summary of the main proposals, specifying the location or route of the Proposed Development</td> <td>Paragraph 2</td> </tr> <tr> <td>e)</td> <td>a statement that the documents, plans and maps showing the nature and location of the Proposed Development are available for inspection free of charge at the places (including at least one address in the vicinity of the Proposed Development) and times set out in the notice</td> <td>Paragraph 5</td> <td>f)</td> <td>the latest date on which those documents, plans and maps will be available for inspection</td> <td>Paragraph 5</td> </tr> <tr> <td>g)</td> <td>whether a charge will be made for copies of any of the documents, plans or maps and the amount of any charge</td> <td>Paragraph 7</td> <td>h)</td> <td>details of how to respond to the publicity</td> <td>Paragraph 8</td> </tr> <tr> <td>i)</td> <td>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</td> <td>Paragraph 9</td> <td></td> <td></td> <td></td> </tr> </tbody> </table>					Information	Paragraph		Information	Paragraph	a)	the name and address of the Applicant.	Paragraph 1	b)	a statement that the Applicant intends to make an application for development consent to the Secretary of State	Paragraph 1	c)	a statement as to whether the application is EIA development	Paragraph 4	d)	a summary of the main proposals, specifying the location or route of the Proposed Development	Paragraph 2	e)	a statement that the documents, plans and maps showing the nature and location of the Proposed Development are available for inspection free of charge at the places (including at least one address in the vicinity of the Proposed Development) and times set out in the notice	Paragraph 5	f)	the latest date on which those documents, plans and maps will be available for inspection	Paragraph 5	g)	whether a charge will be made for copies of any of the documents, plans or maps and the amount of any charge	Paragraph 7	h)	details of how to respond to the publicity	Paragraph 8	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	Paragraph 9			
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21	Are there any observations in respect of the s48 notice provided above?	
	No	
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 ¹⁰ ?	<p>Yes</p> <p>A copy of the s48 notice was sent to the EIA consultation bodies as part of the s42 consultation, as confirmed in paragraph 2.4.30 of the Consultation Report (Doc 5.1).</p> <p>A sample of the s42 consultation letter provided at Appendix F.3 of the Consultation Report (Doc 5.1) confirms a copy of the s48 notice was enclosed.</p>
s49: Duty to take account of responses to consultation and publicity		
23	Has the Applicant had regard to any relevant responses to the s42, s47 and s48 consultation?	<p>Yes</p> <p>Sections 4, 6, 7 and 8 and Annexes A, C, E and G of the Consultation Report (Doc 5.1) set out how the Applicant had regard to the consultation responses received; including whether or not responses led to changes to the application.</p> <p>The actions informed by the consultation responses appear to be reflected in the final form of the application as submitted. Where a particular response has not led to a change in the application, it is sufficiently clear that regard was had to it.</p>
Guidance about pre-application procedure		
24	To what extent has the Applicant had regard to statutory guidance 'Planning Act 2008: Guidance on the pre-application process' ¹¹ ?	<p>Paragraphs 2.2.4, 2.2.5 and 2.2.7 of the Consultation Report (Doc 5.1) states that the Applicant has taken into consideration all relevant statutory and other guidance.</p> <p>Having reviewed the application, the Planning Inspectorate is satisfied that the Applicant has identified and had regard to the relevant statutory guidance.</p>

¹⁰ Regulation 13 of the 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 11 of the 2009 EIA Regulations

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

25	Summary: Section 55(3)(e)	<p>The Applicant has complied with Chapter 2 of Part 5 (pre-application procedure) of the PA2008.</p> <p>In respect of the minor consultation discrepancy identified, s51 advice has been provided to the Applicant.</p>
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)		
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"> • a brief statement which explains why it falls within the remit of the Planning Inspectorate; and • a brief statement that clearly identifies the location of the application site, or the route if it is a linear scheme? 	<p>Yes</p> <p>Section 4 of the Application Form (Doc 1.2) explains why the development falls within the remit of the Planning Inspectorate.</p> <p>Section 5 of the Application Form (Doc 1.2) provides a brief non-technical description of the site.</p> <p>Section 6 of the Application Form (Doc 1.2) provides the location of the Proposed Development.</p>
27	Is it accompanied by a Consultation Report?	<p>Yes</p> <p>The application is accompanied by a Consultation Report (Doc 5.1) and Consultation Report Appendices (Doc 5.1).</p>
28	Where a plan comprises three or more separate sheets, has a key plan been provided showing the relationship between the different sheets? ¹²	<p>Yes</p>

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

29	Is it accompanied by the documents and information set out in APFP Regulation 5(2)?	The documents and information required by APFP Regulation 5(2) are set out in the documents and locations within the application as listed below:	
<p>Information</p>		<p>Document</p>	
a)	Where applicable, the Environmental Statement required under the EIA Regulations ¹³ and any scoping or screening opinions or directions	<p>ES is provided in 10 volumes:</p> <p>Document 6.2 series:</p> <p>Volume 1: Introduction to the Environmental Statement</p> <p>Volume 2: Main Development site</p> <p>Volume 3: Northern park and ride at Darsham.</p> <p>Volume 4: Southern park and ride at Wickham Market.</p> <p>Volume 5: Two village bypass.</p> <p>Volume 6: Sizewell link road.</p> <p>Volume 7: Yoxford roundabout and other highway improvements.</p> <p>Volume 8: Freight management facility.</p> <p>Volume 9: Rail.</p> <p>Volume 10: Cumulative and transboundary effects</p> <p>Appendix 6C of ES Vol 1 provides a copy of the most recent Scoping Opinion</p>	<p>b)</p> <p>The draft Development Consent Order (DCO)</p> <p>Draft Development Consent Order (Doc 3.1)</p>

¹³ The 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, the 2009 EIA Regulations

		A non-technical summary of the ES is provided at Document 6.1			
	Is this of a satisfactory standard?	Yes		Is this of a satisfactory standard?	Yes
c)	An Explanatory Memorandum explaining the purpose and effect of provisions in the draft DCO	Explanatory Memorandum (Doc 3.2)	d)	Where applicable, a Book of Reference (where the application involves any Compulsory Acquisition)	Book of Reference (Doc 4.3)
	Is this of a satisfactory standard?	Yes		Is this of a satisfactory standard?	Yes
e)	A copy of any Flood Risk Assessment	Flood Risk Assessments are provided at Documents 5.2 – 5.9 as follows: Main Development Site (Doc 5.2) Northern Park and Ride (Doc 5.3) Southern Park and Ride (Doc 5.4) Two Village Bypass (Doc 5.5) Sizewell Link Road (Doc 5.6) Yoxford Roundabout (Doc 5.7) Freight Management Facility (Doc 5.8) Rail facility (Doc 5.9)	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	Statement of Statutory Nuisance (Doc 5.12) Section 2.2 provides an assessment of whether the proposed development engages one or more of the matters set out in section 79(1) of the Environmental Protection Act. References are made to the relevant mitigation measures and controls set out in the wider suite of application documents (particularly the Environmental Statement).
	Is this of a satisfactory standard?	Yes		Is this of a satisfactory standard?	Yes
h)	A Statement of Reasons and a Funding Statement (where the application	Statement of Reasons (Doc 4.1) Funding Statement (Doc 4.2)	i)	A Land Plan identifying:-	Land Plans (Doc 2.1)

	involves any Compulsory Acquisition)				<ul style="list-style-type: none"> (i) the land required for, or affected by, the Proposed Development; (ii) where applicable, any land over which it is proposed to exercise powers of Compulsory Acquisition or any rights to use land; (iii) any land in relation to which it is proposed to extinguish easements, servitudes and other private rights; and (iv) any special category land and replacement land 	
	Is this of a satisfactory standard?	Yes			Is this of a satisfactory standard?	Yes
j)	A Works Plan showing, in relation to existing features:- <ul style="list-style-type: none"> (i) the proposed location or (for a linear scheme) the proposed route and alignment of the development and works; and 	Works Plans (Doc 2.3)		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 or public rights of navigation	Access and Rights of Way Plans (Doc 2.4)

	(ii) the limits within which the development and works may be carried out and any limits of deviation provided for in the draft DCO			
	Is this of a satisfactory standard?	Yes		Is this of a satisfactory standard?
l)	Where applicable, a plan with accompanying information identifying:- (i) any statutory/ non-statutory sites or features of nature conservation eg sites of geological/ landscape importance; (ii) habitats of protected species, important habitats or other diversity features; and (iii) water bodies in a river basin management plan, together with an assessment of any effects on such sites, features, habitats or bodies likely to be caused by the Proposed Development	(i) Statutory / non statutory sites of nature conservation are shown on the following: ES Vol 2, Appendix 14A2, Annex 14A2.1: Figures 14A2.1 - 14A2.3; ES Vol 3, Appendix 7A, Annex 7A.1: Figures 7.1 – 7.3; ES Vol 4, Appendix 7A, Annex 7A.1: Figure 7.1; ES Vol 5, Appendix 7A, Annex 7A.1: Figure 7.1 and 7.2; ES Vol 6, Appendix 7A, Annex 7A.1: Figure 7.1 and 7.2; ES Vol 7, Appendix 7A, Annex 7A.1: Figure 7.1 and 7.2; ES Vol 8 Appendix 7A, Annex 7A.1: Figure 7.1 and 7.2; ES Vol 9 Appendix 7A, Annex 7A.1: Figure 7.1 and 7.2. These support the assessments of effects as presented in the ES (Chapter 14 of ES Vol 2 and Chapter 7 in each of ES Vol 3-9) and the Shadow	m)	Where applicable, a plan with accompanying information identifying any statutory/ 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
				Plans identifying statutory/ non-statutory sites or features of the historic environment are presented in ES Vol 2, Chapter 16, Figures 16.1 - 16.6; ES Vol 3 Chapter 9, Figures 9.1-9.3; ES Vol 4 Chapter 9, Figures 9.1-9.3; ES Vol 5 Chapter 9, Figures 9.1-9.3; ES Vol 6 Chapter 9, Figures 9.1A-9.3B; ES Vol 7, Chapter 9, Figures 9.1 – 9.4; ES Vol 8 Chapter 9, Figures 9.1-9.3; ES Vol 9, Chapter 9, Figures 9.1-9.4. These support the assessments of effects as presented in the ES (Chapter 16 of ES Vol 2 and Chapter 9 in each of ES Vol 3-9)

	<p>HRA Reports (Document 5.10)</p> <p>(ii) No important geological sites, geological sites of special scientific interest (SSSIs) or local geological sites have been identified within the study area as set out in the ES ((ES Vol 2 Chapter 18 and Chapter 11 of ES Volumes 3-8 inclusive, which also present assessments of the effects)</p> <p>Features of landscape importance are set out in ES Vol 2, Chapter 13, Figures 13.1 – 13.5, and Chapter 6, Figures 6.1 – 6.3 (in each of ES Vols 3, 4, 5, 6, 7, 8 and 9). These are assessed in the landscape and visual impact assessment chapters of the ES (Chapter 13 of ES Vol 2 and Chapter 6 in each of ES Vol 3-9).</p> <p>(iii) Water bodies in a river basin management plan are identified on Figures 2.1 - 2.7 of the Water Framework Directive Compliance Assessment Report Part 2 (Document 8.14) and Figures 3.3, 3.4, 3.6, 3.7, 3.9, 3.10, 3.12, 3.13, 3.15, 3.16, 3.18, 3.19, 3.21 and 3.22 of the</p>			
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		Water Framework Directive Compliance Assessment Report Part 3 (Document 8.14). Document 8.14 provides an assessment of effects on these features.			
	Is this of a satisfactory standard?	Yes		Is this of a satisfactory standard?	Yes
n)	Where applicable, a plan with any accompanying information identifying any Crown land	Crown Land Plans (Doc 2.2)	o)	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, drainage, surface water management, means of vehicular and pedestrian access, any car parking and landscaping	List of Application Documents (Doc 1.1A) contains a list of the documents, drawings and sections considered necessary for the application
	Is this of a satisfactory standard?	Yes		Are they of a satisfactory standard?	Yes
p)	Any of the documents prescribed by Regulation 6 of the APFP Regulations:	Grid Connection Statement (Doc 7.1) Regulation 6 Additional Information (Doc 7.2)	q)	Any other documents considered necessary to support the application	List of Application Documents (Doc 1.1A) contains a list of all other documents, necessary to support the application.
	Are they of a satisfactory standard?	Yes		Are they of a satisfactory standard?	Yes

30	Are there any observations in respect of the documents provided at Box 29 (a) to (q) above?	
	No	
31	Is the application accompanied by a report identifying any European site(s) to which Regulation 48 of The Conservation (Natural Habitats, &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 implications for the site if required by Regulation 48(1)? ¹⁴	<p>Yes</p> <p>A Habitat Regulations Assessment (HRA) Report is provided at Document 5.10. The document is titled “Shadow Habitats Regulations Assessment” and is split into four volumes:</p> <ul style="list-style-type: none"> • Volume 1: Stages 1 and 2 - Screening and Appropriate Assessment; • Volume 2: Stage 3 – Assessment of Alternative Solutions; • Volume 3: Stage 4 - Imperative Reasons of Overriding Public Interest (IROPI); and • Volume 4: Compensatory Measures. <p>The HRA Report identifies relevant European sites and the likely effects on those sites. It is considered that the information provided in the report is adequate for acceptance.</p> <p>Note: The Examining Authority will be able to ask questions during the Examination. This may result in additional information being required to inform the HRA Report and the competent authority. Depending upon the type and availability of information required it may not be possible to obtain this during the statutory timetable of the Examination.</p>
32	If requested by the Planning Inspectorate, two paper copies of the application form and other supporting documents and plans ¹⁵	No hard copies 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>Yes</p> <p>Although it does not appear to be explicitly referenced within the documentation, the Planning Inspectorate is satisfied that the Applicant has demonstrated regard to the guidance principles.</p>

¹⁴ Regulation 5(2)(g) of the APFP Regulations

¹⁵ Regulation 5(2)(r) of the APFP Regulations

34	Summary - s55(3)(f) and s55(5A)	The Planning Inspectorate concludes that the application (including accompaniments) has been prepared to a standard that it considers satisfactory.
The Infrastructure Planning (Fees) Regulations 2010 (as amended)		
Fees to accompany an application		
35	Was the fee paid at the same time that the application was made ¹⁶ ?	The fee was received in full on 14 May 2020; before the application was made.

Role	Electronic signature	Date
Case Manager	<i>Michele Gregory</i>	24 June 2020
Acceptance Inspector	<i>Wendy McKay</i>	24 June 2020

¹⁶ 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