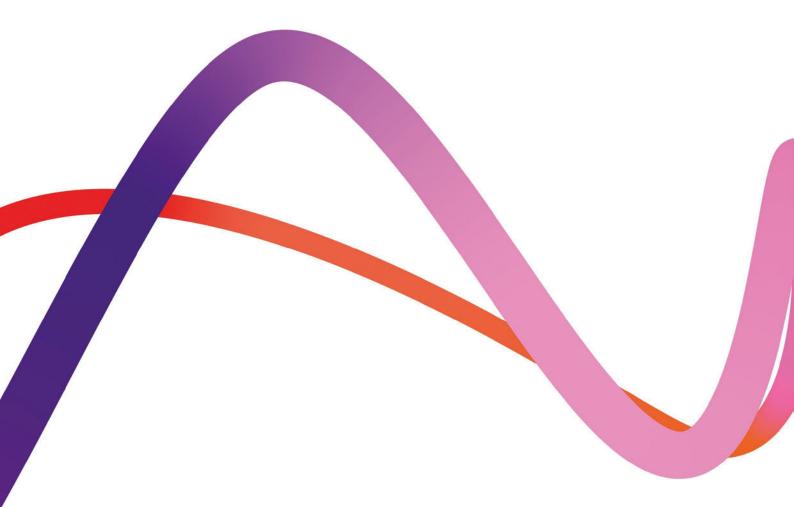
Medworth Energy from Waste Combined Heat and Power Facility

PINS ref. EN010110 Document Reference: 14.5 Revision 1.0

Deadline 5 June 2023





Applicant's Response to CAH2 Action Point 6

We inspire with energy.



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	CA2-06 Review

Appendix A Tracking evidence for Category 2 persons with an interest in the unadopted section of Algores Way



1. Introduction

1.1 Background

- The Action Points from Compulsory Acquisition Hearing 2 (CAH2) of 13 April 2023 [EV-031] included Action Point 6 (CA2-6). This Action Point required the Applicant to provide evidence in relation to recorded delivery letters to businesses along Algores Way identified as Affected Persons.
- The Applicant has detailed the extensive pre-application consultation activities undertaken and compliance with the Applicant's legal duties under the DCO application process. Appendix B of the Written Summary of the Applicant's Oral Submissions at CAH1 & 2 (Volume 11.2) [REP3-037]) provides a summary of both non-statutory and statutory consultation, including associated communications.
- Further detail is now submitted in relation to CA2-6 regarding receipt of notices pursuant to s56 of the Planning Act 2008 in respect of identified Affected Persons with an interest in the unadopted section of Algores Way.



2. CA2-06 Review

- The Applicant engaged Carter Jonas, a Land Agent and provider of Land Referencing Services, in spring 2020 to undertake the necessary diligent inquiries associated with the DCO application, including identifying those persons who should be included in the Book of Reference (BoR). Various land referencing activities were undertaken, including obtaining and reviewing Land Registry data and sending Requests for Information (RFIs) to all identified affected parties (see section 7 of the **Statement of Reasons [REP3-011]** for further details).
- Fenland District Council (FDC) own the unadopted section of Algores Way, being land parcels 13/4a, 13/4b, 13/4c(i), 13/4c(ii), 13/4d, and 14/1a as shown on the **Land Plan [REP1-004]**, and were sent an RFI and asked to provide information on any party with an interest in and/or rights over the unadopted section of Algores Way. RFIs were issued to FDC on 30th November 2020 and 3rd June 2021. Despite reminder letters being sent, no response was received from FDC.
- Where interests in the unadopted section of Algores Way were known to the Applicant, due to the interest being registered at the Land Registry, these parties received notification of the statutory consultation under s42 of the Planning Act 2008. These parties were also included in the original Book of Reference submitted with the DCO Application (Volume 4.1 [APP-015]) and therefore received notification of the acceptance of the DCO application pursuant to s56 of the Planning Act 2008 via tracked service. A summary of engagement with persons identified as having an interest in the unadopted section of Algores Way is presented at Table 1-1.
- In addition, site notices (referenced and evidenced at Appendix C to Volume 11.2 [REP3-037] and submitted at Deadline 3) were placed along Algores Way to notify unknown persons with an interest in land and the local community of the statutory consultation and acceptance of the DCO Application in accordance with s42 and s56 of the Planning Act 2008.



Table 1-1: Algores Way chronology

Date	Type of contact/document	Additional comments
30/11/20	A Request For Information (RFI) was sent to FDC as landowner of the unadopted section of Algores Way (land parcels 13/2a, 13/3a, 13/4a, 13/4b, 13/4c(i), 13/4c(ii), 13/4d, 13/5a and 14/1a), asking them to identify any parties along the unadopted section of Algores Way with interests in the land, including rights of way/access.	No response was received. A reminder letter was also issued by the Land Agent but still no response was received.
02/06/21	A second RFI was sent to FDC as landowner of the unadopted section of Algores Way, asking them to identify any parties along the unadopted section of Algores Way with interests in the land including rights of way/access.	, ,
30/06/2021	Notification of the statutory consultation pursuant to s42 of the Planning Act 2008 sent to persons identified as having an interest in the unadopted section of Algores Way (due to the interest being registered at the Land Registry).	-



Date	Type of contact/document	Additional comments
28/6/21 – 13/8/21	A copy of the S48 Notice was placed on Algores Way – see extract from plan opposite to notify unknown persons with an interest in land of the statutory consultation.	Depot
12/07/21	Statutory consultation electronic feedback form received from Mervyn Sargeant, an Interested Party (IP) who raised concerns at OFH1 on 22 nd February 2023 on behalf of his business (Hair World) and at OFH2 on 23 rd February 2023 in a personal capacity.	A copy of the feedback form can be provided to the Examining Authority if required.
10/08/21	Email received from Mervyn and Anne Sargeant in response to statutory consultation, with PINS and others in copy, objecting to the Proposed Development.	A copy of the of the consultation response can be provided to the Examining Authority if required.
12/08/21	Statutory consultation electronic feedback form received from Michael Mackle, on behalf of James Mackle (UK) Ltd.	A copy of the feedback form can be provided to the Examining Authority if required.



Date	Type of contact/document	Additional comments
	Oliver Mackle raised concerns at OFH2 on 23 rd February 2023 on behalf of James Mackle (UK) Ltd.	
27/6/22	Application version of the BoR finalised and this version was submitted with the DCO application (Volume 4.1) [APP-015]).	
29/09/22	Notices pursuant to s56 of the Planning Act 2008 were served using Royal Mail signed for service on all person listed in the BoR. See tracking evidence at Appendix A .	



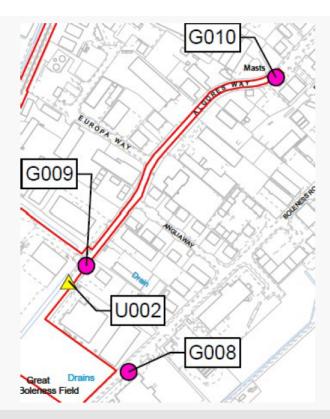
Date Type of contact/document

Additional comments

30/09/22

Site notices and section 56 notices for unknown interests and unregistered land were erected for within the Order limits

See extract from s56 Notice Location Plan opposite. U002 is an unregistered land notice, the others are registered land notices. See also Appendix C to the Draft Written Summary of the Applicant's Oral Submissions at CAH1 & 2 (Volume 11.2 [REP3-037]), submitted at Deadline 3.



10/02/23

Algores Way (including both the adopted and unadopted sections), Europa Way and Anglia Way to provided further clarification on the Proposed Development and powers being sought in the draft DCO. A copy of this letter was

Letters delivered to all businesses along the full length of These letters were hand-delivered to ensure that all businesses received one, including where multiple businesses operate from the same unit. This delivery was acknowledged by the IPs (Pentelow and Taylor) who raised concerns at CAH2 (13th April 2023).



Date	Type of contact/document	Additional comments
	included at Appendix A to the Draft Written Summary of the Applicant's Oral Submissions at CAH1 & 2 (Volume 11.2 [REP3-037]), submitted at Deadline 3.	
22/03/23		A copy of this letter was included at Appendix A to the Draft Written Summary of the Applicant's Oral Submissions at CAH1 & 2 (Volume 11.2 [REP3-037]) , submitted at Deadline 3.
24/03/23	Updated BoR, in clean and tracked change versions, submitted at Deadline 2 (24 th March 2023) to include the newly identified parties and ensure that all persons with potential rights of access were listed has having an interest in all relevant plots along the unadopted section of Algores Way [REP2-004 and REP2-005].	

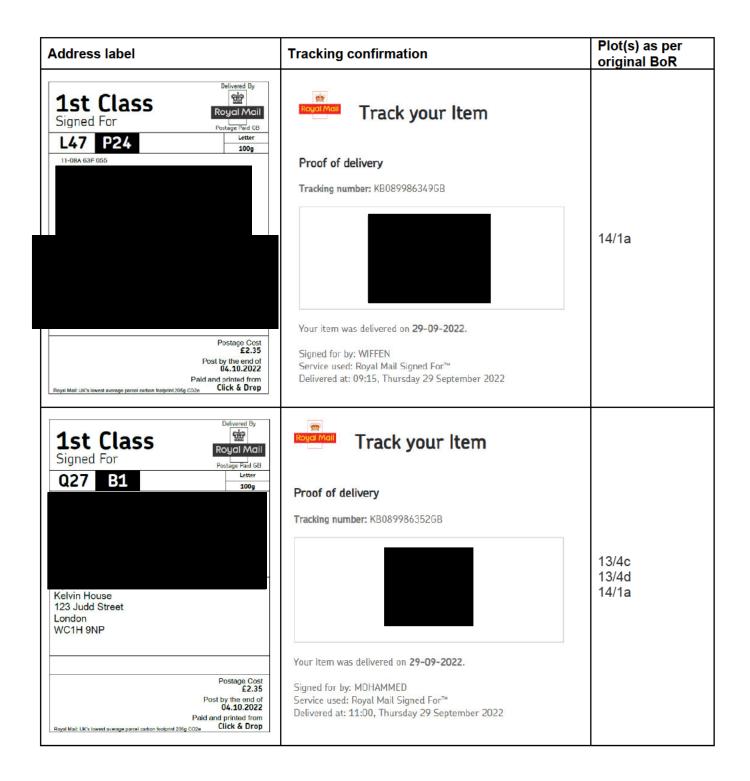


CA2-06 Evidence

- Royal Mail's '1st Class Signed For' service was used for delivery of the s56 Notices. Notices sent to those persons identified as having an interest in the unadopted section of Algores Way are set out in Appendix A. Where currently available on the Royal Mail website, a copy of the receipt is provided in Appendix A, which includes the surname of the recipient signing for the Notice. For completeness, a copy of the address label and related land interests is also provided.
- In the process of tracking the confirmation of receipt of the s56 notices for the purposes of responding to CAH2 Action Point 6, the Applicant identified that Royal Mail's online tracking system did not have confirmation of receipt in respect of 5 notices relating to a 2 interests in Algores Way (Melidre Limited and George J. Goff Limited (directors including Michael Lee Johnson Goff and Julia Elizabeth Goff)) and where there was no other evidence of confirmation of receipt available (e.g. email confirmation). The Applicant has contacted Royal Mail to see if confirmation of delivery can be provided.
- Royal Mail confirmed that their system showed the notice as having been received by Royal Mail but they did not have confirmation of delivery. However, as the notice was not returned to the Applicant (as is the normal practice where delivery has not been successful and occurred for some notices as set out in Appendix A), the Applicant considers it reasonable to assume that the notices was delivered as the addresses used for Meldire Limited and George J. Goff Limited were the registered offices at Companies House.
- Notwithstanding the above, Meldire Limited were identified as potentially having additional interests in the unadopted section of Algores Way during the refresh of the BoR for Deadline 3 and therefore received the letter sent out in March 2023 (as described in the **Draft Written Summary of the Applicant's Oral Submissions at CAH1 & 2 (Volume 11.2 [REP3-037])**).
- As a result of this exercise, and to ensure that all parties have the chance to participate in the Examination, the Applicant has also sent a copy of the letter sent out in March 2023 to George J. Goff Limited.



Appendix A Tracking evidence for Category 2 persons with an interest in the unadopted section of Algores Way





Address label	Tracking confirmation	Plot(s) as per original BoR
1st Class Signed For Royal Mail Postage Paid (B) Letter 1009 Cost 2.35 Ind of ROY2 Cost ROYAL	Email confirmation obtained from recipient	13/4c 13/4d 14/1a
Postage Cost 9 Postage Cost £2.35 Post by the end of 04.10.2022 Paild and printed from Reyel Mail UN's beest average pance carbon fedgined 200g Code Cick & Drop	Track your Item Proof of delivery Tracking number: KB0899872086B Your item was delivered on 29-09-2022. Signed for by: BURTON Service used: Royal Mail Signed For™ Delivered at: 09:51, Thursday 29 September 2022	13/4d 14/1a
1st Class Signed For Royal Mail Postage Paid GB L47 P24 Letter 11084 653 AE9 11084 653 AE9 Postage Cost £2.25 Post by the end of 0,10.2022 Paid and printed from Right Mail UR's treest everage pared carbon longers 20g (COst Click & Drop.	Track your Item Proof of delivery Tracking number: KB089987239GB Your item was delivered on 29-09-2022. Signed for by: TAYLOR Service used: Royal Mail Signed For™ Delivered at: 11:35, Thursday 29 September 2022	14/1a



Address label	Tracking confirmation	Plot(s) as per original BoR
1st Class Signed For Delivered By Royal Mail Postage Paid GB	Track your Item	13/4d 14/1a
L47 P24 Letter 100g	Proof of delivery	
	Tracking number: KB089987242GB	
	Your item was delivered on 29-09-2022. Signed for by: BURTON Service used: Royal Mail Signed For™	
]	Delivered at: 09:51, Thursday 29 September 2022	14/1a
	Track your Item	
	Proof of delivery	
	Tracking number: KB089987622GB	
	Your item was delivered on 29-09-2022.	
	Signed for by: 06DEN Service used: Royal Mail Signed For TM Delivered at: 10:18, Thursday 29 September 2022	
		14/1a
	Track your Item	
	Proof of delivery	
	Tracking number: KB089987675GB	
	Your item was collected from Wisbech CSP at 03-10-2022.	
	Signed for by: WIFFEN Service used: Royal Mail Signed For™ Delivered at: 08:28, Monday 03 October 2022	



Address label	Tracking confirmation	Plot(s) as per original BoR
1st Class Signed For Royal Mall Postage Flad G8 L47 P24 Letter 1108A 661 210	Proof of delivery Tracking number: KB0899877076B	14/1a
P	Your item was delivered on 04-10-2022 . Signed for by: TANKCARE Service used: Royal Mail Signed For™ Delivered at: 12:57, Tuesday 04 October 2022	
	Proof of delivery Tracking number: KB089987993GB	14/1a
	Your item was delivered on 29-09-2022. Signed for by: BLAND Service used: Royal Mail Signed For Properties of the Service used: Royal Mail Signed For Properties used: 09:58, Thursday 29 September 2022	14/1a
	Proof of delivery Tracking number: KB089988013GB	
	Your item was delivered on 29-09-2022 . Signed for by: VTRENSTO.ES Service used: Royal Mail Signed For™ Delivered at: 11:21 , Thursday 29 September 2022	



Address label	Tracking confirmation	Plot(s) as per original BoR
1st Class Signed For L47 P24 11094 640 023	Track your Item Proof of delivery Tracking number: KB089988027GB	14/1a
	Your item was delivered on 29-09-2022. Signed for by: PENTELOW Service used: Royal Mail Signed For™ Delivered at: 11:57, Thursday 29 September 2022	
	Track your Item Proof of delivery Tracking number: KB089988061GB Your item was delivered on 29-09-2022. Signed for by: B0DNAR Service used: Royal Mail Signed For Delivered at: 11:01, Thursday 29 September 2022	13/4c 13/4d 14/1a
Paid and printed from Royal Mat. UNI toward swrape parcel carton footgrate 200g CO2+ Click & Drop	Track your Item Proof of delivery Tracking number: KB089988075GB Your item was delivered on 29-09-2022. Signed for by: FARMERY Service used: Royal Mail Signed For Delivered at: 12:22, Thursday 29 September 2022	13/4c 13/4d 14/1a



Address label	Tracking confirmation	Plot(s) as per original BoR
1st Class Signed For Royal Mail Pottage Paid GB Letter	Track your Item Proof of delivery Tracking number: KB0899882036B Your item was delivered on 29-09-2022. Signed for by: GOFF Service used: Royal Mail Signed For™ Delivered at: 13:01, Thursday 29 September 2022 Confirmation not available from Royal Mail Confirmation obtained from recipient in respect of	13/4a 13/4b 13/4c
	Confirmation obtained from recipient in respect of copies sent by email and recipient is actively participating in the Examination Track your Item Proof of delivery Tracking number: KB0899827926B Your item was delivered on 29-09-2022. Signed for by: BAILEY Service used: Royal Mail Signed For™ Delivered at: 11:49, Thursday 29 September 2022	13/4d 14/1a



Address label	Tracking confirmation	Plot(s) as per original BoR
1st Class Signed For Rough Moll Postage Flad 68 L47 P24 Letter 1009	Track your Item Proof of delivery Tracking number: KB089982801GB Your item was delivered on 29-09-2022. Signed for by: BAILEY Service used: Royal Mail Signed For™ Delivered at: 11:49, Thursday 29 September 2022	14/1a
	Track your Item Proof of delivery Tracking number: KB089982815GB Your item was delivered on 29-09-2022. Signed for by: ANN BAKER Service used: Royal Mail Signed For™ Delivered at: 09:42, Thursday 29 September 2022	13/4c
	Track your Item Proof of delivery Tracking number: KB0899828326B Your item was delivered on 29-09-2022. Signed for by: NIXON Service used: Royal Mail Signed For™ Delivered at: 10:32, Thursday 29 September 2022	13/4a 13/4c 13/4d 14/1a



idress label	Tracking confirmation	Plot(s) as per original BoR
St Class gned For Postage Field GB Letter 1009 123 A1 Letter 1009	Track your Item Proof of delivery Tracking number: KB0899838416B Your item was delivered on 29-09-2022. Signed for by: RECEPTIONB Service used: Royal Mail Signed For™ Delivered at: 12:48, Thursday 29 September 2022	13/4c 13/4d 14/1a
	Confirmation not available from Royal Mail Confirmation obtained from recipient of copies sent by email and recipient has actively participated in the Examination with an agreement entered into between the Applicant and Cadent Gas on 23 May 2023	13/4c 13/4d 14/1a
	Confirmation not available from Royal Mail	14/1a



Address label	Tracking confirmation	Plot(s) as per original BoR
Signed For P24 Color Potal Ge Color		14/1a
	Confirmation not available from Royal Mail Confirmation obtained from recipient of receipt of copy sent by email and recipient is actively participating in the Examination	13/4a
	Track your Item Proof of delivery Tracking number: KB089985405GB Your item was delivered on 29-09-2022. Signed for by: VTRENSTO.ES Service used: Royal Mail Signed For™ Delivered at: 11:21, Thursday 29 September 2022	14/1a



Address label	Tracking confirmation	Plot(s) as per original BoR
1st Class Signed For Royal Mall Postage Faid 68 11-08A 621 75C	Confirmation not available from Royal Mail	14/1a
	Track your Item Proof of delivery Tracking number: KB0899854286B Your item was delivered on 29-09-2022. Signed for by: BAILEY Service used: Royal Mail Signed For™ Delivered at: 08:40, Thursday 29 September 2022	14/1a
	Track your Item Proof of delivery Tracking number: KB089985431GB Your item was delivered on 29-09-2022. Signed for by: WIFFIN Service used: Royal Mail Signed For™ Delivered at: 11:21, Thursday 29 September 2022	14/1a



Address label	Tracking confirmation	Plot(s) as per original BoR
1st Class Signed For Royal Mail Potage Paid 5B	Track your Item	
R41 C53 100g	Proof of delivery	
72773°3	Tracking number: KB089984538GB	
		13/4c
	our item was delivered on 03–10–2022. gned for by: JONES ervice used: Royal Mail Signed For™ elivered at: 12:50, Monday 03 October 2022	
	Track your Item	
	roof of delivery racking number: KB089984609GB	
		13/4d 14/1a
	our item was delivered on 29-09-2022. gned for by: VTRENSTO.ES ervice used: Royal Mail Signed For™ elivered at: 11:21, Thursday 29 September 2022	
	Track your Item	
	roof of delivery	
	racking number: KB089984612GB	13/4a 13/4b 13/4c 13/4d 14/1a
	our item was delivered on 29-09-2022.	
	gned for by: LAURA ervice used: Royal Mail Signed For™ elivered at: 08:41, Thursday 29 September 2022	



ress label	Tracking confirmation	Plot(s) as per original BoR
Class ed For Potage Paid GB Letter 1009	Track your Item Proof of delivery Tracking number: KB089984626GB Your item was delivered on 29-09-2022. Signed for by: OGDEN Service used: Royal Mail Signed For™	14/1a
	Proof of delivery Track your Item Proof of delivery Tracking number: KB089990238GB Your item was delivered on 29-09-2022. Signed for by: JONES Service used: Royal Mail Signed For™ Delivered at: 09:43, Thursday 29 September 2022	13/4c
	Confirmation not available from Royal Mail	14/1a



Address label	Tracking confirmation	Plot(s) as per original BoR
1st Class Signed For Royal Mail Possay Pad 68 11-08A 605 340	Confirmation not available from Royal Mail However, the Applicant understand that John Robert Taylor is a director of F.&W. Taylor (Wisbech Contractors) Limited (which separately received a s56 notice and are participating in the Examination [RR-039])	14/1a
	Track your Item Proof of delivery Tracking number: KB089990286GB Your item was collected from Wisbech CSP at 03-10-2022. Signed for by: WIFFEN Service used: Royal Mail Signed For™ Delivered at: 08:28, Monday 03 October 2022	14/1a
	Confirmation not available from Royal Mail	14/1a



ddress label	Tracking confirmation	Plot(s) as per original BoR
1st Class Royal Mail Signed For	Track your Item	
	Proof of delivery	
	Tracking number: KB089990697GB	
		14/1a
	Your item was delivered on 29-09-2022.	
	Signed for by: . Service used: Royal Mail Signed For™ Delivered at: 10:38, Thursday 29 September 2022	
	Track your Item	
	Proof of delivery	
	Tracking number: KB089990710GB	
		14/1a
		14/1a
	Your item was delivered on 29-09-2022.	
	Signed for by: COLLINSON	
	Service used: Royal Mail Signed For™ Delivered at: 11:42, Thursday 29 September 2022	
	Track your Item	
	-150 - 1500-1500-150	
	Proof of delivery	
	Tracking number: KB089983872GB	14/1a
	Your item was delivered on 29-09-2022.	
	Signed for by: LAUREN	
	Service used: Royal Mail Signed For™ Delivered at: 09:39, Thursday 29 September 2022	
		<u> </u>



Address label		Tracking confirmation	Plot(s) as per original BoR
1st Class Signed For	Royal Mail Postage Paid 68		
Signed For	Postage Paid GB		
			4/1a
			4/1a
			4/1a

