



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: August 2022

## Slough Multifuel Extension Project 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 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 Department for Levelling Up, Housing and Communities.

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
		<b>30 September 2022</b>	<b>28 October 2022</b>	<b>26 October 2022</b>
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 Sections (s)14 to 30 does the Proposed Development fall)?	<p><b>Yes</b></p> <p>The Proposed Development set out in <b>Schedule 1</b> of the <b>Draft DCO (Doc 2.1)</b> includes development falling within the categories in s14(1)(a) of the PA2008. The development is for the construction of an extension to the Slough Multifuel combined heat and power generating station and satisfies s15 of the PA2008, including s15(1)(2)(a) to (c).</p> <p>This is consistent with the summary provided in <b>section 4</b> of the <b>Application Form (Doc 1.3)</b> which states that the application is for an NSIP.</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)

	If the development does not fall within the categories in s14 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	<b>Summary: Section 55(3)(a) and s55(3)(c)</b>	The Planning Inspectorate is satisfied that the <b>Draft DCO (Doc 2.1)</b> includes development for which development consent is required.
<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?	<b>Yes.</b> On 17 November 2021 the Applicant notified the Planning Inspectorate in accordance with Regulation 8(1)(b) of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 of its intention to provide an Environmental Statement (ES) in respect of the Proposed Development. The notification was received before the start of statutory consultation on 05 May 2022. The notification letter is referenced in <b>Paragraph 14.3.2</b> of the <b>Consultation Report (5.1)</b> .
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	<b>Yes.</b> There are 7 host and neighbouring authorities, of which 2 responded to the Planning Inspectorate's invitation to make an Adequacy of Consultation Representation (AoCR) dated 03 October 2022.

<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

	duties under s42, s47 and s48?	<p>All 2 responding authorities confirmed in their AoCR that either the Applicant had complied with its duties under s42, s47 and s48 of the PA2008 and/ or that their authority had no comments/ objections to make. These local authorities were:</p> <ul style="list-style-type: none"> <li>• Slough Borough Council ('B' authority)</li> <li>• Spelthorne Borough Council ('A' authority')</li> </ul> <p>All AoCRs received have been carefully considered and are available to view on the National Infrastructure Planning website:  <a href="https://infrastructure.planninginspectorate.gov.uk/projects/south-east/slough-multifuel-project/?ipcsection=docs&amp;stage=2&amp;filter1=Adequacy+of+Consultation+Representation">https://infrastructure.planninginspectorate.gov.uk/projects/south-east/slough-multifuel-project/?ipcsection=docs&amp;stage=2&amp;filter1=Adequacy+of+Consultation+Representation</a></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 <sup>5</sup> ?	<p><b>Yes.</b></p> <p>The Applicant has provided a list of persons consulted under s42(1)(a) on 03 May 2022 at <b>Appendix 8.1</b> of the <b>Consultation Report (Doc 5.1)</b>.</p> <p>A sample of the letter sent to s42(1)(a) consultees is provided at <b>Appendix 9.1</b> of the <b>Consultation Report (Doc 5.1)</b>.</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 (the APFP Regulations) as amended that do not appear to have been consulted by the Applicant under s42:</p> <ul style="list-style-type: none"> <li>• The relevant parish council</li> <li>• The Equality and Human Rights Commission</li> </ul>
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<sup>5</sup> Statutory consultees set out in Schedule 1 of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (APFP Regulations)

		<ul style="list-style-type: none"> <li>• AONB Conservation Boards</li> <li>• The Homes and Communities Agency</li> <li>• The relevant local resilience forum</li> </ul> <p>The Applicant's <b>Consultation Report (Doc 5.1)</b> 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 <b>Land Ownership and Interests Schedule (Doc 3.1)</b>.</p> <p>Section 51 advice has been issued to the Applicant in respect of the above matter: <a href="https://infrastructure.planninginspectorate.gov.uk/document/EN010129-000161">https://infrastructure.planninginspectorate.gov.uk/document/EN010129-000161</a></p>
7	Section 42(1)(aa) the Marine Management Organisation <sup>6</sup> ?	<p><b>N/A.</b></p> <p><b>Paragraph 3.5.1 and Table 3.2</b> of the <b>Consultation Report (Doc 5.1)</b> confirms the Marine Management Organisation were not consulted as the development falls outside the jurisdictions of the authority.</p>
8	Section 42(1)(b) each local authority within s43 <sup>7</sup> ?	<p><b>Yes.</b></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

		<p><b>Paragraph 8.4.5 and Table 7.1</b> of the <b>Consultation Report (Doc 5.1)</b> lists the relevant local authorities that were identified and consulted under s43 and s42(1)(b) on 03 May 2022.</p> <p>The host ‘B’ authority was consulted:</p> <ul style="list-style-type: none"> <li>• Slough Borough Council</li> </ul> <p>The boundary ‘A’ authorities were consulted:</p> <ul style="list-style-type: none"> <li>• Royal Borough of Windsor and Maidenhead</li> <li>• Surrey County Council</li> <li>• Spelthorne Borough Council</li> <li>• London Borough of Hillingdon</li> <li>• Buckinghamshire Council</li> <li>• South Bucks District Council</li> </ul> <p>There are no ‘C’ and ‘D’ Authorities for this application.</p> <p>A sample of the letter sent to s42(1)(b) relevant authorities is provided at <b>Appendix 9.1</b> of the <b>Consultation Report (Doc 5.1)</b>.</p>
9	Section 42(1)(c) the Greater London Authority (if in Greater London area)?	<b>N/A.</b>
10	Section 42(1)(d) each person in one or more of s44 categories <sup>8</sup> ?	<p><b>Yes.</b></p> <p><b>Paragraph 3.5.1 and Table 3.2</b> of the <b>Consultation Report (Doc 5.1)</b> states that all persons identified under s42(1)(d) were consulted on 03 May 2022.</p> <p><b>Paragraphs 8.5.1 to 8.5.5</b> of the <b>Consultation Report (Doc 5.1)</b> summarise how the Applicant made diligent inquiry to seek to identify and consult persons</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.

		<p>with an interest in lands affected by the <b>Draft DCO (Doc 2.1)</b>. The full methodology undertaken by the Applicant is provided in <b>Paragraph 8.5.3</b> of the <b>Consultation Report (Doc 5.1)</b>.</p> <p>The persons consulted under s42(1)(d) are listed at <b>Appendix 8.3</b> of the <b>Consultation Report (Doc 5.1)</b>.</p> <p>A sample of the letter is provided at <b>Appendix 9.1</b> of the <b>Consultation Report (Doc 5.1)</b>.</p>
<b>Section 45: Timetable for s42 consultation</b>		
11	<p>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>	<p><b>Yes.</b></p> <p>A sample of the letter sent to s42 consultees is provided at <b>Appendix 9.1</b> of the <b>Consultation Report (Doc 5.1)</b>.</p> <p>The sample letter dated 03 May 2022 confirmed that the deadline for comments was the 17 June 2022, therefore allowing in excess of 28 days to provide comments.</p>
<b>Section 46: Duty to notify the Planning Inspectorate of proposed application</b>		
12	<p>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>	<p><b>Yes.</b></p> <p>The Applicant gave notice under s46 on 04 May 2022 which was before the beginning of s42 consultation.</p> <p>A copy of the s46 notification letter is provided at <b>Appendix 10.1</b> of the <b>Consultation Report (Doc 5.1)</b> and a copy of s46 notification acknowledgement letter from the Planning Inspectorate is provided at <b>Appendix 10.2</b> of the <b>Consultation Report (Doc 5.1)</b>.</p>
<b>Section 47: Duty to consult local community</b>		
13	<p>Did the Applicant prepare a Statement of Community Consultation (SoCC) on how it</p>	<p><b>Yes.</b></p>

	intended to consult people living in the vicinity of the land?	A copy of the final SoCC is provided at <b>Appendix 7.3</b> of the <b>Consultation Report (Doc 5.1)</b> .
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><b>Yes.</b></p> <p>The Applicant sent the draft SoCC to the host Local Authority, Slough Borough Council ('B Authority') on 22 February 2022 and set a deadline of 22 March 2022 for responses; providing more than the required minimum time for responses to be received.</p> <p>Slough Borough Council responded on 23 March 2022 confirming that they had no comments to add on the draft SoCC. A copy of the email set and received from Slough Borough Council is included at <b>Appendix 7.2</b>.</p>
15	Has the Applicant had regard to any responses received when preparing the SoCC?	No comments were received in response to the formal or informal consultations on the draft SoCC. This is noted in <b>Table 3.2</b> .
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 final SoCC was 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"> <li>• Project Website</li> <li>• A hard copy or a USB device containing the SoCC was also made available by contacting one of the following means – a) by email, b) the project telephone number</li> </ul> <p>A notice stating when and where the final SoCC could be inspected was published in:</p> <ul style="list-style-type: none"> <li>• The Slough Observer - 01 April 2022</li> </ul>



		<p>The published SoCC notice, provided at <b>Appendix 7.5</b> of the <b>Consultation Report (Doc 5.1)</b> states where and when the final SoCC was available to inspect.</p> <p>Clippings of the published advertisements are provided at <b>Appendix 7.5</b> of the <b>Consultation Report (Doc 5.1)</b>.</p>
17	Does the SoCC set out whether the development is EIA development <sup>9</sup> ; and does it set out how the Applicant intends to publicise and consult on the Preliminary Environmental Information?	<p><b>Yes.</b></p> <p><b>Paragraph 3.4 - 3.6</b> of the final SoCC at <b>Appendix 7.3</b> of the <b>Consultation Report (Doc 5.1)</b> 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><b>Yes.</b></p> <p><b>Section 11</b> of the <b>Consultation Report (Doc 5.1)</b> sets out how the community consultation was carried out in line with the final SoCC.</p> <p><b>Section 3, Table 3.2</b> of the <b>Consultation Report (Doc 5.1)</b> sets out how the Applicant has complied with the commitments set out in the final SoCC.</p> <p><b>Appendices (11.1 - 11.7)</b> of the <b>Consultation Report (Doc 5.1)</b> provide evidence that the commitments within the final SoCC have been carried out.</p>
<b>Section 48: Duty to publicise the proposed application</b>		
19	Did the Applicant publicise the proposed application in the prescribed manner set out in Regulation 4(2) of the APFP Regulations which may encompass changes made by The Infrastructure Planning (Publication and Notification of Applications etc.) (Amendment)	<p><b>Yes.</b></p> <p><b>Paragraph 12.1.3</b> of the <b>Consultation Report (Doc 5.1)</b> states:</p> <p>“Pursuant to APFP Regulation 4(2) (as amended), the Section 48 Notice for the Proposed Project was published in the Slough Observer on the 6 and 13 June</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

	Regulations 2020?	<p>2022, The Telegraph (a national newspaper) on 05 May 2022 and in the London Gazette on 05 May 2022”</p> <p><b>Table 12.1 / Section 12</b> of the <b>Consultation Report (Doc 5.1)</b> displays the newspapers and dates of s48 publicity as set out below.</p> <p>A copy of the s48 notice is provided at <b>Appendix 12.1</b> of the <b>Consultation Report (Doc 5.1)</b>.</p> <p>Clippings of the published notices set out below are provided at <b>Appendix 11.2</b> of the <b>Consultation Report (Doc 5.1)</b></p>	
<b>Newspaper(s)</b> <span style="float: right;"><b>Date</b></span>			
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"> <li>• Slough Observer</li> </ul>	06 and 13 May 2022
b)	once in a national newspaper;	<ul style="list-style-type: none"> <li>• The Telegraph</li> </ul>	05 May 2022
c)	once in the London Gazette and, if land in Scotland is affected, the Edinburgh Gazette; and	<ul style="list-style-type: none"> <li>• London Gazette</li> </ul>	05 May 2022
d)	<p>where the proposed application relates to offshore development –</p> <p>(i) once in Lloyds List; and</p> <p>(ii) once in an appropriate fishing trade journal?</p>	N/A.	N/A.
20	Did the s48 notice include the required information set out in Regulation 4(3) of APFP Regulations,	<b>Yes.</b>	

<p>which may encompass changes made by The Infrastructure Planning (Publication and Notification of Applications etc.) (Amendment) Regulations 2020?</p>	<p>The published s48 notice, supplied at <b>Appendix 12.1</b> of the <b>Consultation Report (Doc 5.1)</b>, contains the required information as set out below:</p>		
<p><b>Information</b> <span style="float: right;"><b>Paragraph</b></span></p>		<p><b>Information</b> <span style="float: right;"><b>Paragraph</b></span></p>	
<p>a) the name and address of the Applicant</p>	<p>1</p>	<p>b) a statement that the Applicant intends to make an application for development consent to the Secretary of State</p>	<p>1</p>
<p>c) a statement as to whether the application is EIA development</p>	<p>4</p>	<p>d) a summary of the main proposals, specifying the location or route of the Proposed Development</p>	<p>3</p>
<p>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:</p> <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> <li>• a telephone number which can be used to contact the Applicant for enquiries in relation to the documents, plans and maps.</li> </ul>	<p>6</p>	<p>f) the latest date on which those documents, plans and maps will be available for inspection</p>	<p>6</p>

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g)	whether a charge will be made for copies of any of the documents, plans or maps and the amount of any charge	7	h)	details of how to respond to the publicity	9
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	11			
21	Are there any observations in respect of the s48 notice provided above?				
	<b>No.</b>				
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 as part of the s42 consultation, as confirmed in <b>paragraph 12.1.9</b> of the <b>Consultation Report (Doc 5.1)</b>.</p> <p>A sample of the s42 consultation letter provided at <b>Appendix 9.1</b> of the <b>Consultation Report (Doc 5.1)</b> confirms a copy of the s48 notice was enclosed.</p>			
<b>s49: Duty to take account of responses to consultation and publicity</b>					
23	Has the Applicant had regard to any relevant responses to the s42, s47 and s48 consultation?	<p><b>Yes.</b></p> <p><b>Table 13.1 and 13.2 / Section 13</b> of the <b>Consultation Report (Doc 5.1)</b> sets out how the Applicant had regard to the consultation responses received; including whether or not responses led to changes to the application.</p>			

<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

		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.
<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> ?	<b>Table 3.2</b> of the <b>Consultation Report (Doc 5.1)</b> states that the Applicant has taken into consideration all relevant statutory and other guidance.  Having reviewed the application, the Planning Inspectorate is satisfied that the Applicant has identified and had regard to the relevant statutory guidance.
25	<b>Summary: Section 55(3)(e)</b>	The Applicant has complied with Chapter 2 of Part 5 (pre-application procedure) of the PA2008.
<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	Is it made in the prescribed form as set out in Schedule 2 of the APFP Regulations, and does it include: <ul style="list-style-type: none"> <li>• a brief statement which explains why it falls within the remit of the Planning Inspectorate; and</li> <li>• a brief statement that clearly identifies the location of the application site, or the route if it is a linear scheme?</li> </ul>	<b>Yes.</b>  <b>Section 4</b> of the <b>Application Form (Doc 1.3)</b> explains why the development falls within the remit of the Planning Inspectorate.  <b>Section 5</b> of the <b>Application Form (Doc 1.3)</b> provides a brief non-technical description of the site and <b>section 6</b> provides the location of the Proposed Development.  A <b>Location Plan (Doc 4.1)</b> has been provided.

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

27	Is it accompanied by a Consultation Report?	<b>Yes.</b> The application is accompanied by a <b>Consultation Report (Doc 5.1)</b> and <b>Consultation Report Appendices (Doc 5.1)</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>N/A.</b>
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:
<b>Information</b>		<b>Document</b>
a)	Where applicable, the Environmental Statement required under the EIA Regulations <sup>13</sup> and any scoping or screening opinions or directions	An Environmental Statement is provided as follows: <ul style="list-style-type: none"> <li>• <b>Environmental Statement Volume 1 (Doc 6.2)</b></li> <li>• <b>Environmental Statement Volume 2 – Figures (Doc 6.3)</b></li> <li>• <b>Environmental Statement Volume 3 – Appendices (Doc 6.4)</b></li> </ul> A <b>Non-Technical Summary (NTS)</b> of the Environmental
b)	The draft Development Consent Order (DCO)	<b>Draft Development Consent Order (Doc 2.1)</b>

<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

		Statement is also provided ( <b>Doc 6.1</b> )		
	Is this of a satisfactory standard?	Yes.		Is this of a satisfactory standard?
c)	An Explanatory Memorandum explaining the purpose and effect of provisions in the draft DCO	<b>Explanatory Memorandum (Doc 2.2)</b>	d)	Where applicable, a Book of Reference
	Is this of a satisfactory standard?	Yes.		Is this of a satisfactory standard?
e)	A copy of any Flood Risk Assessment	A <b>Flood Risk Assessment (FRA)</b> is provided as Appendix 12A, Volume 3 of the Environmental Statement ( <b>Doc 6.4.13</b> )	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
	Is this of a satisfactory standard?	Yes.		Is this of a satisfactory standard?
h)	A Statement of Reasons and a Funding Statement (where the application	N/A.	i)	A Land Plan identifying:-
				<b>Land Plan (Doc 4.2)</b>
				Yes (with amendments needed as noted in Box 30).
				N/A, The Applicant is not seeking any Compulsory Acquisition, the Applicant has instead submitted a <b>Land Ownership and Interests Schedule Landownership and Interest Schedule (Doc 3.1)</b>
				Yes.
				A <b>Statutory Nuisance Statement</b> is provided ( <b>Doc 5.3</b> )
				Yes.



	involves any Compulsory Acquisition)			<ul style="list-style-type: none"> <li>(i) the land required for, or affected by, the Proposed Development;</li> <li>(ii) where applicable, any land over which it is proposed to exercise powers of Compulsory Acquisition or any rights to use land;</li> <li>(iii) any land in relation to which it is proposed to extinguish easements, servitudes and other private rights; and</li> <li>(iv) any special category land and replacement land</li> </ul>	
	Is this of a satisfactory standard?	N/A.		Is this of a satisfactory standard?	Yes.
j)	A Works Plan showing, in relation to existing features:- <ul style="list-style-type: none"> <li>(i) the proposed location or (for a linear scheme) the</li> </ul>	<b>Works Plan (Doc ref 4.3)</b>	k)	Where applicable, a plan identifying any new or altered means of access, stopping up of streets or roads or any diversions,	N/A.

	<p>proposed route and alignment of the development and works; and</p> <p>(ii) the limits within which the development and works may be carried out and any limits of deviation provided for in the draft DCO</p>		<p>extinguishments or creation of rights of way or public rights of navigation</p>	
	<p>Is this of a satisfactory standard?</p>	<p>Yes.</p>	<p>Is this of a satisfactory standard?</p>	<p>N/A.</p>
l)	<p>Where applicable, a plan with accompanying information identifying:-</p> <p>(i) any statutory or non-statutory sites or features of nature conservation eg sites of geological or landscape importance;</p> <p>(ii) habitats of protected species, important habitats or other diversity features; and</p>	<p>(i) <b>Statutory and Non-Statutory Sites/ Features of Nature Conservation Plan (Doc 4.5)</b></p> <p>(ii) <b>Habitats of Protected Species Plan (Doc 4.6)</b></p> <p>(iii) <b>Water bodies in a river basin management plan (Doc 4.8)</b></p> <p>Assessment(s) of effects on such sites and features are provided in the following Chapters of the Environmental Statement (and their associated figures and appendices):</p>	m)	<p>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</p> <p><b>Statutory and Non-Statutory Features of Historic Environment Plan (Doc 4.7).</b></p> <p>Paragraphs Section 6.2.5 – 6.2.10 of <b>Chapter 6 of the Environmental Statement (Environmental Impact Assessment Methodology, Doc ref 6.2.6)</b> sets out the reasons for no assessment of Cultural Heritage or Landscape and Visual Amenity being provided as part of the Environmental Statement.</p>

n)	(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	<ul style="list-style-type: none"> <li>• <b>Environmental Statement Chapter 10 Ecology (Doc 6.2.10)</b> <ul style="list-style-type: none"> <li>○ <b>Appendix 10A – Phase 1 Habitat Report (Doc 6.4.9)</b></li> <li>○ <b>Appendix 10B – No Significant Effects Report (Doc 6.4.10)</b></li> </ul> </li> <li>• <b>Environmental Statement Chapter 12 Other Issues (Doc 6.2.12)</b> <ul style="list-style-type: none"> <li>○ <b>Appendix 12A – Flood Risk Assessment (Doc 6.4.13)</b></li> </ul> </li> </ul>	the Proposed Development	
	Is this of a satisfactory standard?	Yes.	Is this of a satisfactory standard?	Yes.
	Where applicable, a plan with any accompanying information identifying any Crown land	N/A.	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	
	Is this of a satisfactory standard?	N/A.	Are they of a satisfactory standard?	Yes.
p)	Any of the documents prescribed by Regulation 6 of the APFP Regulations:	<b>Grid Connection Statement (Doc 5.5)</b>	q) Any other documents considered necessary to support the application	<b>Planning Statement (Doc 5.2)</b> <b>Other Consents (Doc 5.4)</b>
	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?			
	<p><b>Consultation Report (Doc 5.1)</b> The Consultation Report refers to an Appendix 11.1 however this appears to have not been submitted.</p> <p><b>Draft Development Consent Order (Doc 2.1)</b> The subheading 'Ongoing' concerning requirement 7 should be 'Operating'.</p> <p>The Inspectorate has observations about how the powers are expressed in articles 3 and 4 and Schedules 1 and 2 in the draft Development Consent Order.</p> <p>Section 51 advice has been issued to the Applicant in respect of the above matters: <a href="https://infrastructure.planninginspectorate.gov.uk/document/EN010129-000161">https://infrastructure.planninginspectorate.gov.uk/document/EN010129-000161</a></p>			

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)? <sup>14</sup>	<p><b>Yes</b></p> <p>A Habitat Regulations Assessment (HRA) No Significant Effects Report (NSER) is provided at <b>Appendix 10B</b> of the <b>Environmental Statement (Doc 6.4.9)</b>.</p> <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 <sup>15</sup>	<p><b>No hard copies requested.</b></p>
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><b>Section 33</b> of the <b>Applicant's s55 checklist</b> explains how the Applicant has had regard to statutory guidance on the form of the application.</p> <p>The Planning Inspectorate is satisfied that the Applicant has demonstrated regard to the guidance principles.</p>
34	<b>Summary - s55(3)(f) and s55(5A)</b>	<p>The Planning Inspectorate concludes that the application (including accompaniments) has been prepared to a standard that it considers satisfactory.</p>

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

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

	In respect of the discrepancies identified in Box 30 of this checklist, to help facilitate an efficient and effective examination of the application section 51 advice has been provided to the Applicant in conjunction with the decision to accept the application. That advice is published on the National Infrastructure Planning website, here: <a href="https://infrastructure.planninginspectorate.gov.uk/document/EN010129-000161">https://infrastructure.planninginspectorate.gov.uk/document/EN010129-000161</a>
<b>The Infrastructure Planning (Fees) Regulations 2010 (as amended)</b>	
<b>Fees to accompany an application</b>	
35	Was the fee paid at the same time that the application was made <sup>16</sup> ?  The fee was received on 05 September 2022; before the application was made.

<b>Role</b>	<b>Electronic signature</b>	<b>Date</b>
Case Manager	Lily Robbins	26 October 2022
Acceptance Inspector	Paul Hudson	26 October 2022

<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