



Adequacy of Consultation Representation Proforma

Under *Section 55(4)(b) of the Planning Act 2008* (as amended) (PA2008) the Planning Inspectorate, on behalf of the Secretary of State, must take any adequacy of consultation representation (AoCR) received from a local authority consultee into account when deciding whether to accept an application for development consent, and this will be published should the application be accepted for examination.

An AoCR is defined in s55(5) in PA2008 as “a representation about whether the applicant complied, in relation to that proposed application, with the applicant’s duties under sections 42, 47 and 48”.

Project name	Xlinks Morocco-UK Power Project
Date of request	22 November 2024
Deadline for AOCR	6 December 2024
Return to	XLinks@planninginspectorate.gov.uk

Please complete the proforma outlining your AoCR on the above NSIP.

Local Authority	North Devon Council
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In the opinion of the local authority, has the applicant complied with the legislative requirements listed below?

Please note that this is specifically about the statutory consultation(s) undertaken.

Assessment of Compliance - Required	
S42 Duty to consult	Yes
S47 Duty to consult local authority	Yes
S48 Duty to publicise	Yes

If you would like to give more detail on any of the above, please do so below.

Please keep it as succinct as possible and refer to facts and evidence related to consultation, rather than the merits of the application.



Additional comments - <i>Not compulsory</i>	
S42 Duty to consult	A list of those consulted has been provided in the Consultation Report and appears to comply with those of relevance listed in Schedule 1.
S47 Duty to consult local authority	By preparing a SoCC and consulting the relevant local authorities with the 'consultation documents', Xlinks has complied with subsections (1), (2), (3) and (4) of section 47. The Council is also satisfied that Xlinks generally complied with subsection (5) with comments raised regarding the SoCC being given due 'regard' as required.
S48 Duty to publicise	<p>The publication of the proposed application as set out in the Consultation Report complies with subsection (1).</p> <p>The press notice published provided a deadline for the receipt of responses to the consultation and therefore complied with subsection (2) of section 48.</p> <p>The notices provided demonstrate that the Applicant has complied with the requirements set out in Part 4 of the Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009, and Section 48 of the Planning Act 2008 (as amended).</p>
Any other comments	No additional comments.