

BT-JAC-020631-545-0003

# Bramford to Twinstead Reinforcement

Volume 1: Application Information

Document 1.5: Self Completed Section 55 Checklist

Final Issue A  
April 2023

Planning Inspectorate Reference: EN020002



Infrastructure Planning (Applications: Prescribed Forms  
and Procedure) Regulations 2009 Regulation 5(2)(q)

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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

## 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
		<b>27 April 2023</b>	<b>25 May 2023</b>	<b>25 May 2023</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	<p>Is the development a Nationally Significant Infrastructure Project<sup>1</sup> (NSIP) (or does it form part of an NSIP); and 1 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> <p>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</p>	<p><b>Yes.</b></p> <p>The proposed development as set out in schedule 1 to the draft Development Consent Order (<b>application document 3.1</b>) includes development falling within the categories in s14 of the Planning Act 2008.</p> <p>The development lies wholly within England and includes the installation of a 400kV electric line above ground over 2km in length. It is therefore a nationally significant infrastructure project (“NSIP”) for the purpose of sections 14(1)(b) and 16 of the Act. It is expressed as such in the cover letter (<b>application document 1.1</b>) and on the</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

	for the development to be treated as development for which development consent is required?	application form ( <b>application document 1.2</b> ).
3	<b>Summary: Section 55(3)(a) and s55(3)(c)</b>	The draft Development Consent Order ( <b>application document 3.1</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>2</sup> , did the Applicant (prior to carrying out consultation in accordance with s42) either (a) request the Planning Inspectorate adopt a Screening Opinion in respect of the development to which the application relates, or (b) notify the Planning Inspectorate in writing that it proposed to provide an Environmental Statement in respect of that development?	<p><b>(a) No</b> – the Applicant did not request a screening opinion in respect of the project.</p> <p><b>(b) Yes.</b></p> <p>On 10 May 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 on 10 May 2021 which was before the start of statutory consultation on 25 January 2022. A copy of the notification letter is provided at <b>Appendix D3</b> of the Consultation Report (<b>application document 5.1.4</b>) and is referenced at paragraph 10.2.2 of the Consultation Report (<b>application document 5.1</b>).</p>
5	Have any Adequacy of Consultation Representations <sup>3</sup> been received from ‘A’, ‘B’, ‘C’ and ‘D’ local authorities; and if so, do they confirm that the Applicant has complied with the duties under s42, s47 and s48?	<p>Upon submission of the application for development consent the Planning Inspectorate will invite the relevant local authorities to provide an adequacy of consultation response pursuant to s55(4)(b) of the Planning Act 2008. The relevant local authorities are identified in table 6.1 of the Consultation Report (<b>application document 5.1</b>).</p> <p>The local authorities have not made the applicant aware of any concerns about the adequacy of the pre-application consultation, and the local authority Statement of</p>

<sup>2</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>3</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

		Common Ground (SoCG) ( <b>application document 7.3.1</b> ) indicates that the local authorities agree that the consultation was carried out in accordance with the Statement of Community Consultation (SoCC).
<b>Section 42: Duty to consult</b>		
Did the Applicant consult the applicable persons set out in s42 of the PA2008 about the proposed application?		
6	Section 42(1)(a) persons prescribed <sup>4</sup> ?	<b>Yes.</b> The Applicant has provided a list of persons consulted under s42(1)(a) on 22 June 2021 at <b>Appendix F1</b> of the Consultation Report ( <b>application document 5.1.6</b> ). A sample of the letter sent to s42(1)(a) consultees is also provided at <b>Appendix F3</b> .  The applicant omitted to consult Northern Gas Networks Limited at the statutory consultation stage, but they were consulted at targeted consultation, had more than 28 days to respond, and declined to do so. The Book of Reference does not identify Northern Gas Networks as having an interest in the Order lands.
7	Section 42(1)(aa) the Marine Management Organisation <sup>5</sup> ?	<b>No.</b> The application is not likely to affect the marine area in England and Wales given the distance from the marine area.
8	Section 42(1)(b) each local authority within s43 <sup>6</sup> ?	<b>Yes. Appendix F2</b> of the Consultation Report ( <b>application document 5.1.6</b> ) lists the relevant local authorities that were identified and consulted under s43 and s42(1)(b) at statutory consultation and at targeted consultation. The host 'B' Authorities consulted under section 42(1)(b) were: <ul style="list-style-type: none"> <li>• Mid Suffolk District Council;</li> <li>• Babergh District Council; and</li> <li>• Braintree District Council.</li> </ul>

<sup>4</sup> Statutory consultees set out in Schedule 1 of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (APFP Regulations)

<sup>5</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>6</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>The host 'C' authorities were:</p> <ul style="list-style-type: none"> <li>• Suffolk County Council; and</li> <li>• Essex County Council.</li> </ul> <p>The boundary 'A' authorities consulted under Section 42(1)(b) were:</p> <ul style="list-style-type: none"> <li>• Ipswich Borough Council;</li> <li>• Broads Authority;</li> <li>• East Suffolk Council;</li> <li>• South Norfolk Council;</li> <li>• Breckland Council;</li> <li>• West Suffolk Council;</li> <li>• South Cambridgeshire District Council;</li> <li>• Uttlesford District Council;</li> <li>• Chelmsford City Council;</li> <li>• Maldon District Council;</li> <li>• Colchester Borough Council; and</li> <li>• Tendring District Council.</li> </ul> <p>The boundary 'D' authorities consulted under Section 42(1)(b) were:</p> <ul style="list-style-type: none"> <li>• Norfolk County Council;</li> <li>• Cambridgeshire County Council;</li> <li>• Hertfordshire County Council;</li> <li>• Greater London Authority;</li> <li>• Medway Council;</li> <li>• Southend on Sea Council;</li> <li>• Thurrock Council;</li> <li>• London Borough of Enfield;</li> <li>• London Borough of Havering;</li> <li>• London Borough of Redbridge; and</li> <li>• Waltham Forrest Council.</li> </ul> <p>A sample of the letter sent to s42(1)(b) relevant authorities is provided at <b>Appendix F3</b> of the Consultation Report (<b>application document 5.1.6</b>).</p>
9	Section 42(1)(c) the Greater London Authority (if in	<b>Yes.</b> The Greater London Authority (GLA) was consulted on a precautionary basis as

	Greater London area)?	set out in paragraph 6.5.1 of the Consultation Report ( <b>application document 5.1</b> ).
10	Section 42(1)(d) each person in one or more of s44 categories <sup>7</sup> ?	<p><b>Yes.</b></p> <p>Section 6.6 of the Consultation Report (<b>application document 5.1</b>) sets out how all persons identified under s42(1)(d) were identified and consulted as part of the Statutory Consultation on 19 January 2022.</p> <p>Paragraphs 6.6.3 to 6.6.9 of the Consultation Report (<b>application document 5.1</b>) summarise how the Applicant made diligent inquiry to seek to identify and consult persons with an interest in lands affected by the Draft Development Consent Order (<b>application document 3.1</b>).</p> <p>The persons consulted under s42(1)(d) are listed in the Book of Reference (<b>application document 4.3</b>).</p> <p>A sample of the letter is provided at <b>Appendix G2</b> of the Consultation Report (<b>application document 5.1.7</b>).</p> <p>Paragraphs 8.3.13 and 8.3.15 of the Consultation Report (<b>application document 5.1</b>) together state that where they were affected by the changes being consulted on (as well as those newly identified by ongoing diligent inquiry), persons with an interest in the land identified under Section 42(1)(d) were consulted as part of the targeted consultation on 2 September 2022 and 14 September 2022 with additional letters being sent on 23 September 2022 advising of an extension of the documentation deadline.</p> <p>A sample of the original letter is at <b>Appendix K4</b> of the Consultation Report and the letter extending the consultation is at <b>Appendix K15</b> of the Consultation Report (<b>application document 5.1.11</b>).</p> <p>Further letters were sent out from 23 February 2023 to those persons with an interest in the land identified under Section 42(1)(d) affected by changes introduced following the targeted consultation (as well as those newly identified by ongoing diligent inquiry). Relevant letters are at <b>Appendix L2</b> of the Consultation Report (<b>application</b></p>

<sup>7</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. 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



		<p><b>document 5.1.12</b>). The consultation deadline was either 29 March, 30 March or 4 April 2023.</p> <p>All persons with an interest in land included in the Book of Reference (<b>application document 4.3</b>) were consulted during at least one of these consultations, except for those identified on or after 1 March 2023 as listed in the Cover Letter (<b>application document 1.1</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 at statutory consultation is provided at <b>Appendix F3</b> of the Consultation Report (<b>application document 5.1.6</b>).</p> <p>The sample letter dated 19 January 2022 confirmed that consultation commenced on 25 January 2022 and closed on 21 March 2022, providing more than the required minimum time for receipt of responses.</p> <p>A sample of the letter sent to s42 consultees at targeted consultation is provided at <b>Appendix K2</b> of the Consultation Report (<b>application document 5.1.11</b>) and a letter sent extending the consultation at <b>Appendix K15</b> of the Consultation Report (<b>application document 5.1.11</b>).</p> <p>The sample letter at <b>Appendix K2</b> indicated that targeted consultation commenced on 8 September 2022 and the letter at <b>Appendix K15</b> indicates that the consultation closed on 19 October 2022. This provided more than the required minimum time for the receipt of responses.</p> <p>Further consultation with the persons with interest in land took place in accordance with paragraphs 51 and 52 of the DCLG Guidance on Pre-Application Consultation as set out in chapter 9 of the Consultation Report (<b>application document 5.1</b>). Relevant letters are contained in Appendix L of the Consultation Report (<b>application document 5.1.10</b>). This again provided more than the required minimum time for the receipt of responses.</p>
<b>Section 46: Duty to notify the Planning Inspectorate of proposed application</b>		
12	<p>Did the Applicant supply information to notify the</p>	<p><b>Yes.</b></p>

	<p>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>The Applicant gave notice under s46 on 21 January 2022, which was before the beginning of the statutory s42 consultation. A copy of the s46 notification letter is provided at <b>Appendix D1</b> of the Consultation Report (<b>application document 5.1.4</b>) and a copy of the s46 notification acknowledgement letter from the Planning Inspectorate is also provided at <b>Appendix D2</b> of the Consultation Report (<b>application document 5.1.4</b>).</p> <p>The same level of information was provided to the Planning Inspectorate in advance of the Targeted Consultation. A copy of the relevant letter is provided at <b>Appendix K1</b> of the Consultation Report (<b>application document 5.1.11</b>).</p>
<p><b>Section 47: Duty to consult local community</b></p>		
<p>13</p>	<p>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>	<p><b>Yes.</b></p> <p>A copy of the final SoCC is provided at <b>Appendix E10</b> of the Consultation Report (<b>application document 5.1.5</b>).</p> <p>Paragraph 8.4.2 of the Consultation Report (<b>application document 5.1</b>) confirms that the targeted consultation was carried out in accordance with the previously published SoCC.</p>
<p>14</p>	<p>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>	<p><b>Yes.</b></p> <p>The Applicant consulted informally on an early draft SoCC between 2 August 2021 and 30 August 2021 and had regard to the comments made before preparing the draft SoCC. The consultation letter can be found at <b>Appendix E1</b>, the relevant document at <b>Appendix E2</b> and notes of the regard had to the comments received at <b>Appendix E4</b> of the Consultation Report (<b>application document 5.1.5</b>).</p> <p>The Applicant formally sent the draft SoCC to the following 'B' and 'C' host authorities on 9 November 2021 and set a deadline of 7 December 2021 for responses, being a 28 day deadline beginning with the day after the authorities received the consultation documents:</p> <ul style="list-style-type: none"> <li>• Mid Suffolk District Council - Identified as 'B', host local authority;</li> <li>• Babergh District Council - Identified as 'B', host local authority;</li> <li>• Braintree District Council - Identified as 'B', host local authority;</li> <li>• Suffolk County Council - Identified as 'C', host upper tier county council</li> </ul>

		<p>authority; and</p> <ul style="list-style-type: none"> <li>Essex County Council - Identified as 'C', host upper tier county council authority.</li> </ul> <p>The consultation letters can be found at <b>Appendix E5</b> of the Consultation Report, the draft SoCC is at <b>Appendix E6</b> and notes of the regard had to the comments received is at <b>Appendix E8 (application document 5.1.5)</b>.</p>
15	Has the Applicant had regard to any responses received when preparing the SoCC?	<p><b>Yes.</b></p> <p><b>Appendix E8</b> of the Consultation Report (<b>application document 5.1.5</b>) is a report that summarises the consultation responses from Essex County Council, Suffolk County Council, Braintree District Council, and the joint response from Babergh and Mid-Suffolk Councils in respect of the draft SoCC and demonstrates how the Applicant had regard to their content.</p> <p>Examples of changes from the draft SoCC to the final SoCC include:</p> <ul style="list-style-type: none"> <li>Extending the previously agreed consultation period of six weeks to eight weeks as suggested by Essex County Council supported by Suffolk County Council and Braintree District Council;</li> <li>Clarification that a fee will not be charged for printed copies of the project background document or the project development options report in response to a request from Essex County Council; and</li> <li>Identification of digitally isolated parties as a seldom heard group as requested by Babergh and Mid Suffolk District Councils.</li> </ul> <p>The Planning Inspectorate can be satisfied that the Applicant had regard to the responses received when preparing the SoCC.</p>

16	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><b>Yes.</b></p> <p>As referenced at paragraph 6.11.16 of the Consultation Report (<b>application document 5.1</b>) the final SoCC was made available at the following locations, which are reasonably convenient having regard to the location of the Proposed Development:</p> <ul style="list-style-type: none"> <li>The project website;</li> <li>Sible Hedingham Library, 169 Swan Street, Sible Hedingham, CO9 3PX;</li> <li>Sudbury Library, Market Hill, Sudbury, CO10 2EN; and</li> <li>Hadleigh Library, 29 High Street, Hadleigh, IP7 5AG.</li> </ul>
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		<p>A notice stating when and where the final SoCC could be inspected was published in:</p> <ul style="list-style-type: none"> <li>• East Anglian Daily Times 21 January 2022 (an incorrect version having been published on 18 January 2022); and</li> <li>• Colchester Gazette 18 January 2022.</li> </ul> <p>The published SoCC notice, provided at <b>Appendix H1</b> of the Consultation Report (<b>application document 5.1.8</b>) states where and when the final SoCC was available to inspect.</p> <p>Clippings of the published S47 advertisements are provided at <b>Appendix H2</b> of the Consultation Report (<b>application document 5.1.8</b>).</p> <p>Evidence of the publication of the SoCC on the project website is provided at <b>Appendix E12</b> of the Consultation Report (<b>application document 5.1.5</b>).</p>
17	<p>Does the SoCC set out whether the development is EIA development<sup>8</sup>; and does it set out how the Applicant intends to publicise and consult on the Preliminary Environmental Information?</p>	<p><b>Yes.</b></p> <p>The published SoCC can be found at <b>Appendix E10</b> of the Consultation Report (<b>application document 5.1.5</b>).</p> <p>As set out in paragraph 1.1.2 of the SoCC, the document was prepared in line with Regulation 12 of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017. The SoCC states at paragraph 3.2.2 that '<i>documents such as the Preliminary Environmental Information Report (PEIR) will outline any limitations on the current assessments</i>' and at paragraph 3.2.3 it states '<i>we will make the PEIR available on the project website. Paper copies of the PEIR will be available for inspection at deposit points. Paper copies will be available on request. ...</i>'. Paragraph 3.2.4 further states that '<i>as part of the submission of an application for development consent, an Environmental Statement (ES) will be prepared</i>' and that the ES would present an assessment of likely significant effects and proposed mitigation. The PEIR was subsequently published and consulted on as per the SoCC and was reviewed and commented on by consultees (see for example ref AB51, AB60 and C24 in chapter 7 of the Consultation Report (<b>application document 5.1</b>)).</p> <p>The SoCC was therefore clear, in addressing the requirements of EIA Regulation 12, that the applicant was consulting on Preliminary Environmental Information, and it was clear how the</p>

<sup>8</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



		<p>Preliminary Environmental Information was being publicised and consulted upon. It was also clear that the assessment of likely significant effects would be presented in an Environmental Statement at submission.</p> <p>The published SoCC did not include a specific statement that the project is EIA Development, which represents a very minor technical non-compliance with Regulation 12. The local authorities however, in their formal consultation responses to the SoCC consultation, raised no issue regarding how the EIA status of the project was communicated (see Appendix E8 of the Consultation Report, <b>application document 5.1.5</b>), and in responding to the PEIR no consultee queried or sought clarification on this matter. Indeed, given the contents of the SoCC, no consultee could reasonably have misunderstood the nature of the development as EIA Development, and what was being consulted on.</p>				
18	Has the Applicant carried out the consultation in accordance with the SoCC?	<p><b>Yes.</b></p> <p>Section 6.9 of the Consultation Report (<b>application document 5.1</b>) set out how the community consultation was carried out in line with the final SoCC. Table 6.3 of the Consultation Report (<b>application document 5.1</b>) sets out how the Applicant has complied with the commitments set out in the final SoCC.</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?	<p><b>Yes.</b></p> <p>Paragraph 6.10.2 of the Consultation Report (<b>application document 5.1</b>) states: <i>'The statutory publicity requirements complied with Regulation 4 of the APFP Regulations'.</i></p> <p>Table 6.4 of the Consultation Report (<b>application document 5.1</b>) sets out the newspapers and dates of s48 publicity as set out below.</p> <p>A copy of the s48 notice is provided at <b>Appendix H3</b> of the Consultation Report (<b>application document 5.1.8</b>).</p> <p>Copies of the s48 notices as they appeared in the newspapers are included in <b>Appendix H4</b> of the Consultation Report (<b>application document 5.1.8</b>)</p>				
		<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 60%; text-align: center;">Newspaper(s)</th> <th style="width: 40%; text-align: center;">Date</th> </tr> </thead> <tbody> <tr> <td style="height: 20px;"> </td> <td> </td> </tr> </tbody> </table>	Newspaper(s)	Date		
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;	East Anglian Daily Times Colchester Gazette	Week 1 21 January 2022. Week 2 27 January 2022. Week 1 18 January 2022. Week 2 25 January 2022.
b)	once in a national newspaper;	The Guardian	25 January 2022.
c)	once in the London Gazette and, if land in Scotland is affected, the Edinburgh Gazette; and	London Gazette	25 January 2022.
d)	where the proposed application relates to offshore development – (i) once in Lloyds List; and (ii) once in an appropriate fishing trade journal?	<b>N/A</b>	<b>N/A</b>
20	Did the s48 notice include the required information set out in Regulation 4(3) of APFP Regulations?	<b>Yes.</b> The published s48 notice, supplied at <b>Appendix H3</b> of the Consultation Report ( <b>application document 5.1.8</b> ), contains the required information as set out below:	

Information		Paragraph	Information		Paragraph
a)	the name and address of the Applicant.	1	b)	a statement that the Applicant intends to make an application for development consent to the Secretary of State	1
c)	a statement as to whether the application is EIA development	9	d)	a summary of the main proposals, specifying the location or route of the Proposed Development	7
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	11	f)	the latest date on which those documents, plans and maps will be available for inspection	13

	Development) and times set out in the notice			
g)	whether a charge will be made for copies of any of the documents, plans or maps and the amount of any charge	12	h)	details of how to respond to the publicity
i)	a deadline for receipt of those responses by the Applicant, being not less than 28 days following the date when the notice is last published	15		
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>9</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 paragraph 6.10.5 of the Consultation Report (<b>application document 5.1</b>). See also Chapter 9 of the Consultation Report (<b>application document 5.1</b>). No other persons were identified by the Planning Inspectorate in the Scoping Opinion under Regulation 11(1)(c).</p> <p>A sample of the s42 consultation letter provided at <b>Appendix F3</b> of the Consultation Report (<b>application document 5.1.6</b>) confirms on page 2 that 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>Chapter 7 of the Consultation Report (<b>application document 5.1</b>) at table 7.1 sets out a summary of the responses received, the regard had to these responses including whether the responses led to changes to the application. Similarly, Chapter 8 at table 8.8 presents</p>		

<sup>9</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

		<p>the same for the responses received at targeted consultation.</p> <p>A summary of responses received following the February 2023 consultation with those persons with an interest in the land affected by changes introduced following the targeted consultation (as well as those newly identified by ongoing diligent inquiry), and how regard has been had, is also set out in Chapter 9 of the Consultation Report (<b>application document 5.1</b>).</p> <p>The actions informed by the consultation responses are 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>
<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>10</sup> ?	Section 3.8 and table 3.5 of the Consultation Report ( <b>application document 5.1</b> ) sets out how the Applicant has had regard to the statutory guidance "Planning Act 2008: Guidance on the pre-application process".
25	<b>Summary: Section 55(3)(e)</b>	The Applicant has complied with Chapter 2 Part 5 (pre-application procedure) in relation to the Application.
<b>s55(3)(f) and s55(5A): The application (including accompaniments) achieves a satisfactory standard having regard to the extent to which it complies with section 37(3) (form and contents of application) and with any standards set under section 37(5) and follows any applicable guidance under section 37(4)</b>		
26	<p>Is it made in the prescribed form as set out in Schedule 2 of the APFP Regulations, and does it include:</p> <ul style="list-style-type: none"> <li>• a brief statement which explains why it falls within the remit of the Planning Inspectorate; and</li> <li>• a brief statement that clearly identifies the location of the application site, or the route</li> </ul>	<p><b>Yes.</b></p> <p>Section 4 of the Application Form (<b>application document 1.2</b>) explains why the development falls within the remit of the Planning Inspectorate.</p> <p>Section 5 of the Application Form (<b>application document 1.2</b>) provides a brief non-technical description of the site and section 6 provides the location of the Proposed Development.</p> <p>A Location Plan (<b>application document 2.2</b>) has been provided.</p>

<sup>10</sup> The Planning Inspectorate must have regard to the extent to which the Applicant has had regard to guidance issued under s50





e)	explaining the purpose and effect of provisions in the draft DCO		f)	(where the application involves any Compulsory Acquisition)	
	Is this of a satisfactory standard?			Is this of a satisfactory standard?	
	A copy of any Flood Risk Assessment	Flood Risk assessment ( <b>application document 5.5</b> ).		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 ( <b>application document 5.4</b> ).
h)	Is this of a satisfactory standard?		i)	Is this of a satisfactory standard?	
	A Statement of Reasons and a Funding Statement (where the application involves any Compulsory Acquisition)	Statement of Reasons ( <b>application document 4.2</b> ). Funding Statement ( <b>application document 4.1</b> ).		A Land Plan identifying:-  (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	Land Plans ( <b>application document 2.3</b> ). Special Category Land Plans ( <b>application document 2.4</b> ).

			<p>rights to use land;</p> <p>(iii) any land in relation to which it is proposed to extinguish easements, servitudes and other private rights; and</p> <p>(iv) any special category land and replacement land</p>	
			Is this of a satisfactory standard?	
j)	<p>A Works Plan showing, in relation to existing features:-</p> <p>(i) the proposed location or (for a linear scheme) the 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>	Work Plans ( <b>application document 2.5</b> ).	k)	<p>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</p> <p>Traffic Regulation Order Plans (<b>application document 2.6</b>).</p> <p>Access, Rights of Way and Public Rights of Navigation Plans (<b>application document 2.7</b>).</p>

	Is this of a satisfactory standard?		Is this of a satisfactory standard?	
l)	<p>Where applicable, a plan with accompanying information identifying:-</p> <p>(i) any statutory/ non-statutory sites or features of nature conservation eg sites of geological/ landscape importance;</p> <p>(ii) habitats of protected species, important habitats or other diversity features; and</p> <p>(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</p>	<p>Plans:</p> <p>Statutory and Non-Statutory sites of Nature Conservation, Geological and Landscape importance (<b>application document 2.8.1</b>).</p> <p>Habitats of Protected Species and Important Habitats (<b>application document 2.8.2</b>).</p> <p>Water Bodies in the River Basin Management Plan (<b>application document 2.8.4</b>).</p> <p>Assessment:</p> <p>ES Chapter 6 (Landscape and Visual) (<b>application document 6.2.6</b>), ES Chapter 7 (Biodiversity) (<b>application document 6.2.7</b>), ES Chapter 9 (Water Environment) (<b>application document 6.2.9</b>) and ES Chapter 10 (Geology and Hydrogeology) (<b>application document 6.2.10</b>).</p>	m)	<p>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</p> <p>Plans:</p> <p>Statutory and Non-Statutory Sites and Features of the Historic Environment (<b>application document 2.8.3</b>).</p> <p>Assessment:</p> <p>ES Chapter 8 (Historic Environment) (<b>application document 6.2.8</b>).</p>
	Is this of a satisfactory standard?		Is this of a satisfactory standard?	



n)	Where applicable, a plan with any accompanying information identifying any Crown land	There is no Crown land within the Order limits.	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	Trees and Hedgerows to be Removed or Managed Plans ( <b>application document 2.9</b> ). General Arrangement Plans ( <b>application document 2.10</b> ). Design and Layout Plans ( <b>application document 2.11</b> ).
	Is this of a satisfactory standard?			Are they of a satisfactory standard?	
p)	Any of the documents prescribed by Regulation 6 of the APFP Regulations:	No matters are prescribed in Regulation 6 of the APFP Regulations for Electric Lines.	q)	Any other documents considered necessary to support the application	Cover Letter ( <b>application document 1.1</b> ). Copies of Newspaper Notices ( <b>application document 1.3</b> ). Navigation Document ( <b>application document 1.4</b> ). Self Completed Section 55 Checklist ( <b>application document 1.5</b> ). Glossary and Acronyms ( <b>application document 1.6</b> ). Guide to the Plans ( <b>application document 2.1</b> ). Electric and Magnetic Field Compliance Report ( <b>application document 5.2</b> ). Water Framework Directive Assessment

				<p><b>(application document 5.6).</b></p> <p>Transport Assessment (<b>application document 5.7).</b></p> <p>Photomontages (<b>application document 5.8).</b></p> <p>Socio Economics and Tourism Report (<b>application document 5.9).</b></p> <p>Arboricultural Impact Assessment (<b>application document 5.10).</b></p> <p>Planning Statement (<b>application document 7.1).</b></p> <p>Need Case (<b>application document 7.2.1)</b></p> <p>Various Optioneering documents (<b>application documents 7.2.2-7.2.6).</b></p> <p>Statements of Common Ground (<b>application document 7.3).</b></p> <p>Environmental Gain Report (<b>application document 7.4).</b></p> <p>Construction Environmental Management Plan (<b>application document 7.5).</b></p> <p>Construction Traffic Management Plan (<b>application document 7.6).</b></p> <p>Materials and Waste Management Plan (<b>application document 7.7).</b></p> <p>Landscape and Ecological Management Plan (<b>application document 7.8).</b></p> <p>Archaeological Framework Strategy (<b>application document 7.9).</b></p> <p>Outline Written Scheme of Investigation (<b>application document 7.10).</b></p>
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	Are they of a satisfactory standard?		Are they of a satisfactory standard?	
30	Are there any observations in respect of the documents provided at Box 29 (a) to (q) above?			
31	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>13</sup>	<p><b>Yes.</b></p> <p>A Habitats Regulations Assessment Report (<b>application document 5.3</b>) has been provided.</p>		
32	If requested by the Planning Inspectorate, two paper copies of the application form and other supporting documents and plans <sup>14</sup>	No hard copies were requested.		
33	Has the Applicant had regard to statutory guidance 'Planning Act 2008: Application form guidance', and has this regard led to the application being prepared to a standard that the Planning Inspectorate considers satisfactory?	<p><b>Yes.</b></p>		
34	<b>Summary - s55(3)(f) and s55(5A)</b>			
<b>The Infrastructure Planning (Fees) Regulations 2010 (as amended)</b>				

<sup>13</sup> Regulation 5(2)(g) of the APFP Regulations

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

Fees to accompany an application		
35	Was the fee paid at the same time that the application was made <sup>15</sup> ?	<b>Yes.</b> The application fee was paid on <b>06-04-2023</b> and receipt confirmed by the Planning Inspectorate on <b>12-04-2023</b>

Role	Electronic signature	Date
Case Manager		
Acceptance Inspector		

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<sup>15</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

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