

The Infrastructure Planning (Compulsory Acquisition) Regulations 2010

AQUIND Interconnector Project - Proposed Provision for the Compulsory Acquisition of Additional Land

Regulation 6(1)			
Within 28 days (starting the day after receipt) the Secretary of State must decide whether or not to accept the proposed provision as part of the application.	Date received	28-day due date	Date of decision
	14 December 2020*	11 January 2021	18 December 2020
Regulation 6(2)		Planning Inspectorate Comments	
Regulation 4 - Prescribed procedure for compulsory acquisition of land			
Regulations 5 to 19 prescribe the procedure for the purposes of the condition in subsection (4) of section 123 (land to which authorisation of compulsory acquisition can relate) and apply where—			
(a) it is proposed to include in an order granting development consent a provision authorising the compulsory acquisition of additional land;	<p>In its letter dated 11 December 2020 [AS-052] (*received after working hours, late on Friday 11 December 2020 and actioned on Monday 14 December 2020), the Applicant submitted a second request to include in an Order granting development consent a provision authorising the compulsory acquisition of additional land: <i>'The Applicant has subsequently identified further changes to the Order limits that it wishes make...'</i> The additional land is defined as Plots 1-32a and 1-02a.</p> <p>The Applicant's accompanying statement <i>'Request for Changes to the Order Limits'</i> [AS-054] states, <i>'... expansions to the Order limits are proposed in order to address ...'</i></p>		
(b) a person with an interest in the additional land does not consent to the inclusion of the provision	<p>In relation to both additional plots, the Applicant's statement says that <i>'The Applicant is attempting to secure the rights required via voluntary agreement but cannot confirm this will be possible.'</i></p>		

Summary – Regulation 4	Regulations 5 to 9 of the Infrastructure Planning (Compulsory Acquisition) Regulations 2010 apply to the Proposed Provision.
Regulation 5 - Proposed Provision	
The applicant must send to the Secretary of State details of the proposed provision which must—	
(a) be in the form of a book of reference or, where a book of reference has been submitted to the Secretary of State, a supplement to that book;	<p>The Applicant made a submission pursuant to Section 123(4) of the Planning Act 2008 and Regulation 5 of the Infrastructure Planning (Compulsory Acquisition) Regulations 2010. That submission included:</p> <ul style="list-style-type: none"> • A supplement to the Book of Reference [AS-053].
(b) be accompanied by— <ul style="list-style-type: none"> (i) land plan identifying the land required as additional land, or affected by the proposed provision; and (ii) a statement of reasons as to why the additional land is required and a statement to indicate how an order that contains the authorisation of the compulsory acquisition of the additional land is proposed to be funded. 	<p>The Applicant made a submission pursuant to Section 123(4) of the Planning Act 2008 and Regulation 5 of the Infrastructure Planning (Compulsory Acquisition) Regulations 2010. The statement accompanying that submission included:</p> <ul style="list-style-type: none"> • at Table 2.1, plans showing the proposed changes to the Order limits; • a statement of reasons as to why rights over the Additional Land are required to be acquired in connection the Proposed Development; and • a statement to indicate how the Proposed Development is to be funded.
Summary – Regulation 5	<p>The Book of Reference is, as permitted by Regulation, is supplemental to that already submitted. Plans have been provided to identify the additional land together with the required report that explains how the compulsory acquisition of the additional land would be funded.</p> <p>The information provided is considered to satisfy the requirements of Regulation 5.</p>

**Lead member of the
Examining Authority**

Andrew Mahon

Andrew Mahon

Signed

Date: 18 December 2020

Case Manager

Hefin Jones

Hefin Jones

Signed

Date: 18 December 2020
