



The Planning Inspectorate

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Ms A Pickering
Sent via email

Our ref: TR010002

Date: 12 April 2013

Dear Anna

We understand that you intend to submit the above application during the week commencing 22 April 2013. We remain uncertain as to whether you have carried out the statutory consultation for the whole of the project, as required by Sections 42 and 47, and publicity in accordance with Section 48 of the Planning Act 2008, as amended.

We refer you to our meeting note from the meeting on 21 February 2013 for convenience, setting out the requirement to comply with chapter 2 part 5 of the Planning Act 2008, as amended:

http://infrastructure.planningportal.gov.uk/wp-content/uploads/projects/TR010002/Enquiries/14-03-2013%20-%20Highways%20%20Agency%20-%20Enquiry%201701167/130221_TR010002_Draft%20DCO%20EM%20and%20Works%20Plans%20meeting%20with%20HA.pdf

At the end of that meeting note there is a reference to the S.53 application. We would be grateful for clarification on this matter.

The Secretary of State will need to be satisfied that these statutory duties have been carried out in order to accept the application for examination, and you may be aware that part of the reason that the Daventry International Rail Freight Terminal was not accepted in 2012 was due to concerns about lack of statutory consultation with relevant local authorities and parish councils:

http://infrastructure.planningportal.gov.uk/wp-content/uploads/projects/TR050001/1.%20Pre-Submission/Superseded%20Documents/Procedural%20Decision/121210_TR050001_Section_55_Checklist%20FINAL.pdf.

We would also refer to Kathryn Powell's letter to you of the 28 March 2013; <http://infrastructure.planningportal.gov.uk/projects/north-west/a556-knutsford-to-bowdon-scheme/?ipcsection=advice&ipcadvice=9438960957> to which The Planning Inspectorate has had no response.

We look forward to your urgent confirmation that statutory consultation has been undertaken. We would be happy to meet with you, in particular to explain the statutory consultation requirements again, if this would be helpful.

Yours sincerely

K.Sully

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Case Manager

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Advice may be given about applying for an order granting development consent or making representations about an application (or a proposed application). This communication does not however constitute legal advice upon which you can rely and you should obtain your own legal advice and professional advice as required.

A record of the advice which is provided will be recorded on the Planning Inspectorate website together with the name of the person or organisation who asked for the advice. The privacy of any other personal information will be protected in accordance with our Information Charter which you should view before sending information to the Planning Inspectorate.