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To all parties

Your Ref:

Our Ref: TR010014

Date: 24 February 2014

Dear Sir/Madam

Infrastructure Planning (Examination Procedure) Rules 2010 – Rule 8

Application by Cornwall Council for an Order Granting Development Consent for the A30 Temple to Higher Carblake Improvement

Examination timetable and procedure

I write to tell you about the procedural decisions I have made as the Examining Authority (ExA) following the Preliminary Meeting held on Thursday 6 February 2014 at Carew House, Beacon Technology Park, Dunmere Road, Bodmin, PL31 2QN. This letter provides you with the examination timetable; details of the publication of my first written questions to parties; and other matters.

A note of the Preliminary Meeting has been made available on the A30 Temple to Higher Carblake Improvement project page of the National Infrastructure pages of the Planning Portal website. It is available to view here:

<http://infrastructure.planningportal.gov.uk/wp-content/ipc/uploads/projects/TR010014/Events/Preliminary%20Meeting%20-%2006-02-2014%20-%2009.30%20-%20Carew%20House,%20Bodmin/Preliminary%20Meeting%20Note.pdf>

This note, along with an audio recording of the meeting, is also available for online inspection free of charge at the venues listed in **Annex A**.

Procedural decisions and timetable

My thanks go to all parties who attended and for the views expressed at the Preliminary Meeting. There was considerable discussion about the 'tightness' of the draft timetable exhibited, but no significant issues were raised. The applicant regarded it as "tough but achievable" and no parties demurred from that view. I have

nevertheless incorporated some minor changes to reinforce its momentum. But I have also allowed more time later in the timetable to allow parties to engage with potential elements of the examination in a more orderly and comprehensive manner. That will mean that the examination may take longer than envisaged at the Preliminary Meeting, but would still comfortably be concluded ahead of the six months allowed. Some concern was also expressed about parties having sufficient scope to participate in the examination. I explained that as the ExA I would ensure that the examination would be rigorous, with sufficient evidence acquired and considered to permit a fully informed recommendation to the Secretary of State for Transport.

All other matters raised at the Preliminary Meeting have been carefully considered and I have now made procedural decisions about the way in which the application is to be examined. The timetable setting this out is attached at **Annex B** and a list of relevant abbreviations and acronyms is provided at **Annex C**. If I consider it necessary to vary the timetable at any time, full notification will be sent to all interested parties. I will also do this if the date, time and place of any hearing is changed; except in the event of an adjournment.

Written representations

I am now inviting all interested parties to submit written representations and evidence on any matters concerning the application. As per my explanation at the Preliminary Meeting, these written representations may include, where appropriate, submissions in relation to provision within the draft Development Consent Order (DCO) to compulsorily acquire registered common land. Comments on the relevant representations already submitted are also invited. All written representations and comments on relevant representations should be received on or before **12 noon on Wednesday 19 March 2014**.

Please send your representations to the Planning Inspectorate using the email or postal address at the top of this letter quoting reference TR010014 and your unique reference number, if one is quoted on this letter. Representations can deal with any relevant matter. They are not restricted to the matters set out in my initial assessment of principal issues which was discussed at the Preliminary Meeting, nor restricted to the written questions. Please note if you are submitting a written representation, you should identify those parts of the application or specific matters with which you agree and those parts with which you do not agree. You must state the reasons for your agreement or disagreement.

In addition, I now request notifications from interested parties regarding: Any wish to speak at an open floor hearing; any wish to make oral representations at the first issue specific hearing on the draft DCO on **Monday 7 April 2014**; any wish to make oral representations at a compulsory acquisition hearing; and of any wish to attend my inspection of the site in the company of interested parties to be held on **Tuesday 8 April 2014**. Should anyone wish to make oral representations at a compulsory acquisition hearing, relating to a hearing on a specific date, this should be made clear in the notification with reasons for the request. These notifications must also be received on or before **12 noon on Wednesday 19 March 2014**. It would be helpful if these notifications could be sent separately from written representations, and if each could be clearly titled with which form of notification it is.

In relation to the aforementioned site inspection, I also request representations from interested parties recommending to me itinerary items for the event. To allow for the event to be effectively programmed, these recommendations must also be received on

or before **12 noon on Wednesday 19 March 2014** and should also be sent separately from any written representations and other notifications. I will consider any timely recommendations provided and a finalised itinerary will be published to the A30 Temple to Higher Carblake Improvement project page at least a week in advance of the inspection.

Guidance for the submission of written representations

There is no prescribed form for written representations. In accordance with DCLG 'Planning Act 2008: guidance for the examination of applications for development consent for nationally significant infrastructure projects' (April 2013), participants should normally provide with their written statements "the data, methodology and assumptions used to support their submissions".

Any written representation that exceeds 1500 words should also be accompanied by a summary. This summary should not exceed 10% of the original text. The summary should set out the key facts of the written representation and must be representative of the submission made.

To assist in the timely processing of written representations submitted by the deadline specified, I request that interested parties send, where practicable, electronic copies of their submissions as email attachments to Templetohighercarblake@infrastructure.gsi.gov.uk. Electronic attachments should be clearly labelled with their subject and title and should not exceed 12MB for each email. Should electronic submissions include documents of 300 pages or more, interested parties are advised to send to us, by post, three additional full paper copies of their submission.

Timely submissions in advance of the deadlines set in the timetable are encouraged and welcomed.

Examining Authority's first round of written questions

I am asking written questions and requesting information about important matters considered relevant to the application; as provided for and at the times set out in the approved timetable at **Annex B**.

The first round of questions has been issued simultaneously with this letter but is not annexed to it. The questions can be found on the A30 Temple to Higher Carblake Improvement project page here:

<http://infrastructure.planningportal.gov.uk/document/2306130>

The second round of questions will be issued, if required, on **Wednesday 30 April 2014**. I may decide not to issue these questions and would provide notice of such a decision on the A30 Temple to Higher Carblake Improvement project webpage without making a further change to the approved timetable.

I have directed questions at particular parties. If a question is directed to you or your organisation, please answer it. If a question is not directed to you or your organisation, you may nevertheless opt to answer it if an answer would be relevant to the issues that concern you. Parties are asked to provide full and clear answers to all questions relevant to their circumstances and I will be most grateful for your commitment in this regard. Where questions below can be fully addressed within a

Statement of Common Ground (SoCG) then a reference to the relevant SoCG will be sufficient. Should it become necessary for me to write to interested parties again as the examination progresses with further questions or requests for more information that are not set out in the approved timetable, I am able to do so. The answers to the first round of written questions must be provided by **12 noon on Wednesday 19 March 2014**, following which the timetable provides opportunities and deadlines for comments on answers to be submitted.

Other Procedural Decisions

Annex D contains my other procedural decisions in relation to SoCGs and comments on the other environmental information provided by the applicant on 8 January 2014 and published to the A30 Temple to Higher Carblake Improvement project page on 14 January 2014.

In line with discussions that took place at the Preliminary Meeting, any comments on the other environmental information should be submitted to the examination by the first timetabled deadline of **12 noon on Monday 3 March 2014**.

All SoCGs should be submitted to the examination by **12 noon on Wednesday 19 March 2014**.

The timetable provides opportunities and deadlines for comments to be made on the submissions made to both of these deadlines.

Availability and inspection of representations and documents

Written representations and documents sent to the Planning Inspectorate in the examination period will be made available to all interested parties and to anyone who requests an opportunity to inspect and take copies of them.

This information will be made available on the A30 Temple to Higher Carblake Improvement project webpage. We will also provide an opportunity for online inspection and copying at the locations in the vicinity of the application site as indicated at **Annex A**.

Deadlines for receipt of documents and requests for hearings

It is important to note that if written representations; responses to relevant representations; responses to the first round of written questions; local impact reports; further information; or requests for hearings are not received by the dates specified in the timetable, I may disregard them.

If no written requests are received by the identified deadline for open-floor hearings or compulsory acquisition hearings, I am not required to hold any such hearings; although I may choose to do so. The time, date and place of any hearings will be notified in writing to all interested parties. Interested parties will be notified of any cancellations if I consider that a hearing is no longer necessary; as soon as practicable in advance of the timetabled event. Agendas will be published on our website as early as practicable prior to any hearings.

Award of costs

Your attention is drawn to the possibility of the award of costs against interested

parties who behave unreasonably. You should be aware of the relevant cost guidance that applies to National Infrastructure projects. The 'Awards of costs; examinations of applications for development consent orders' is available on the National Infrastructure pages of the Planning Portal website:

https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/211459/Awards_of_costs_-_examinations_of_applications_for_development_consent_orders_-_guidance.pdf

Future notifications

If you are an interested party you will continue to receive notifications from the Planning Inspectorate about the examination throughout the process.

If you have received this letter because you were invited to attend the Preliminary Meeting but you are not an interested party you will **not** receive any further communication from us relating to this application. You can, however, visit the A30 Temple to Higher Carblake Improvement project page to stay informed of the progress of the examination of the application.

As I explained at the Preliminary meeting, if you are a statutory consultee who has not made a relevant representation but wishes to become an interested party, you should inform us by **12 noon on Monday 3 March 2014**. Statutory consultees who have not made a relevant representation and do not notify us of their wish to become an interested party will not receive any further correspondence in relation to the examination of this application.

I look forward to working with all those who will be involved in the examination.

Yours faithfully

Alan Gray

**Alan T Gray MRICS DipTP MRTPI & Accredited Mediator
Examining Authority**

Annexes:

- A.** Availability of representations and application documents
- B.** Timetable for examination of the application
- C.** Abbreviations and acronyms used during the examination
- D.** Other Procedural decisions made by the Examining Authority (ExA)

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.

Availability of relevant representations and application documents

On the National Infrastructure pages of the Planning Portal website at:

<http://infrastructure.planningportal.gov.uk/projects/South%20West/A30-Temple-to-Higher-Carblake-Improvement/>

For online inspection (free of charge) and copying at:

Bodmin Library and One Stop Shop

Lower Bore Street
Bodmin
Cornwall
PL31 2JX

Opening hours: Monday 9.30am – 5.00pm
 Tuesday 9.30am – 6.30pm
 Wednesday 9.30am – 5.00pm
 Thursday CLOSED
 Friday 9.30am – 5.00pm
 Saturday 10.00am – 1.00pm

Facilities will be available for copying the application documents at a charge of:

1 to 29 sheets - 10p per A4 page; 20p per A3 page
30 plus sheets - 8p per A4 page; 16p per A3 page

Launceston Library and One Stop Shop

Bounsalls Lane
Launceston
PL15 9AB

Opening hours: Monday 9.30am – 5.00pm
 Tuesday 9.30am – 6.30pm
 Wednesday 9.30am – 5.00pm
 Thursday CLOSED
 Friday 9.30am – 5.00pm
 Saturday 10.00am – 1.00pm

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Timetable for the examination of the application

The Examining Authority (ExA) is under a duty to **complete** the examination of the application by the end of 6 months beginning with the day after the closure of the Preliminary Meeting.

Item	Matters	Due Dates
1	Preliminary Meeting	6 February 2014
2	Issue by ExA of: <ul style="list-style-type: none">• Examination timetable• ExA first written questions	24 February 2014
3	Deadline I Deadline for receipt by ExA of: <ul style="list-style-type: none">• Comments by interested parties on other environmental information provided by the applicant on 8 January 2014 and published to the A30 Temple to Higher Carblake Improvement project webpage on 14 January 2014• Request for receipt of written notification by statutory parties of a wish to be considered as an interested party• Request for receipt of notification (using the prescribed form¹) by persons with certain categories of interest in the land of wish to become an interested party	12 noon 3 March 2014
4	Deadline II Deadline for receipt by ExA of: <ul style="list-style-type: none">• Any comments by interested parties on the comments received at Deadline I in relation to the other environmental information• Comments by interested parties on relevant representations (RRs)• Summaries of RR by interested parties whose RRs exceeded 1500 words	12 noon 19 March 2014

¹ <http://infrastructure.planningportal.gov.uk/interested-party-request-form.php?project=TR010014>

	<ul style="list-style-type: none"> • Written representations (WRs) by interested parties • Summaries of WRs by interested parties whose WRs exceeded 1500 words • Local Impact Report(s) from local authorities defined under s56A of the Planning Act 2008 (as amended)² • Statements of Common Ground requested by ExA (see Annex D) • Responses to ExA’s first written questions • Notification by interested parties of wish to speak at a compulsory acquisition hearing • Notification by interested parties of a wish to make oral representations at the issue specific hearing on the draft Development Consent Order (DCO) on 7 April 2014 • Notification by interested parties of a wish to speak at an open-floor hearing • Notification by interested parties of wish to attend accompanied site inspection on 8 April 2014 • Recommendations from interested parties on suitable itinerary items for the accompanied site inspection on the afternoon of 8 April 2014 	
5	<p>Dates reserved for:</p> <ul style="list-style-type: none"> • Issue specific hearing on the draft DCO • Site inspection in the company of interested parties 	<p>7 April 2014 and 8 April 2014</p>
6	<p>Deadline III</p> <p>Deadline for receipt by ExA of:</p> <ul style="list-style-type: none"> • Post-hearing documents including any written summary of an oral case put at the issue specific hearings on the draft DCO and any documents/amendments requested orally by the ExA • Comments by interested parties on WRs and responses to comments on RRs • Comments by interested parties on Local Impact 	<p>12 noon 15 April 2014</p>

² Notification is also hereby given under s60(2) PA 2008

	<p>Reports</p> <ul style="list-style-type: none"> • Comments by interested parties on responses to ExA's first written questions • Applicant's revised draft DCO • Applicant's updated Book of Reference • Applicant's mitigation schedule • Applicant's schedule of private agreements 	
7	<p>Issue by ExA of:</p> <ul style="list-style-type: none"> • Second written questions (if required) 	30 April 2014
8	<p>Deadline IV</p> <p>Deadline for receipt by ExA of:</p> <ul style="list-style-type: none"> • Responses by interested parties to ExA's second written questions (if a second round is required) 	<p>12 noon</p> <p>21 May 2014</p>
9	<p>Deadline V</p> <p>Deadline for receipt by ExA of:</p> <ul style="list-style-type: none"> • Comments by interested parties on responses to ExA's second written questions (if required) 	<p>12 noon</p> <p>11 June 2014</p>
10	<p>Dates reserved for:</p> <ul style="list-style-type: none"> • Any issue specific hearing(s) that may be required • Any open-floor hearing(s) that may be requested • Any compulsory acquisition hearing(s) (including, if required, on issues relating to the acquisition of common land) 	<p>23 June 2014</p> <p>to</p> <p>27 June 2014</p>
11	<p>Deadline VI</p> <p>Deadline for receipt by ExA of:</p> <ul style="list-style-type: none"> • Post-hearing documents including any written summary of an oral case put at the issue specific; open-floor; and compulsory acquisition hearings held between 23 and 27 June 2014 and any documents/amendments requested orally by the ExA 	<p>12 noon</p> <p>3 July 2014</p>

12	<p>Date reserved for:</p> <ul style="list-style-type: none"> • Any further issue specific hearing(s) that may be required • Another issue specific hearing on the draft DCO (if required) 	<p>21 July 2014</p> <p>and</p> <p>22 July 2014</p>
13	<p>Deadline VII</p> <p>Deadline for receipt by ExA of:</p> <ul style="list-style-type: none"> • Post-hearing documents including any written summary of an oral case put at any issue specific hearing held on 21 and 22 July 2014, any documents/amendments requested orally by the ExA and the applicant's final draft DCO (if second DCO hearing held) 	<p>29 July 2014</p>
14	<p>The ExA is under a duty to complete the examination of the application by the end of the period of 6 months beginning with the day after the close of the Preliminary Meeting.</p>	<p>6 August 2014</p>

Abbreviations and acronyms used during the examination

AA	Appropriate Assessment
AGLV	Area of Great Landscape Value
AONB	Area of Outstanding Natural Beauty
AP	Affected Person
BCA	Blisland Commoners' Association
BCR	Benefit-Cost Ratio
BoR	Book of Reference
CA	Compulsory Acquisition
CAH	Compulsory Acquisition Hearing
CC	Cornwall Council
CEMP	Construction Environmental Management Plan
CLP	Cornwall Local Plan
CLPSP	Cornwall Local Plan Strategic Policies
CRoW 2000	Countryside Rights of Way Act 2000
CTC	Cyclists' Touring Club
CWT	Cornwall Wildlife Trust
DCLG	Department for Communities and Local Government
DCO	Development Consent Order
Defra	Department for Environment, Food and Rural Affairs
DMRB	Design Manual for Roads and Bridges
EA	Environment Agency
EAQ's	Examining Authority Questions
EH	English Heritage
EIA	Environmental Impact Assessment
EMMP	Ecological Mitigation and Monitoring Plan
EPR	Examination Procedure Rules
EPS	European Protected Species
ES	Environmental Statement
ExA	Examining Authority
GIA 2013	Growth and Infrastructure Act 2013
HA	Highways Agency
HGV	Heavy Goods Vehicle
HRA	Habitats Regulations Assessment
HSE	Health and Safety Executive
IAP	Initial Assessment of Principal Issues
IBA	Important Bird Area
ISH	Issue Specific Hearing
IP	Interested Party
JNCC	Joint Nature Conservation Committee
LA	Local Authority
LB	Listed Building

LIR	Local Impact Report
LPA	Local Planning Authority
LTP	Local Transport Plan – Connecting Cornwall: 2030
MP	Model Provision
NCDLP	North Cornwall District Local Plan
NE	Natural England
nnNPS	Draft National Networks National Policy Statement
NMU	Non-motorised User
NPPF	National Planning Policy Framework
NPS	National Policy Statement
NSIP	Nationally Significant Infrastructure Project
NT	National Trust
OFH	Open-Floor Hearing
PA 2008	Planning Act 2008 (as amended)
PHE	Public Health England
PINS	Planning Inspectorate
PRoW	Public Right of Way
RR	Relevant Representation
SAC	Special Area of Conservation
SAM	Scheduled Ancient Monument
SEA	Strategic Environmental Assessment
SEI	Supplementary Environment Information
SoCG	Statement of Common Ground
SoR	Statement of Reasons
SoS	Secretary of State
SP	Statutory Party
SPA	Special Protection Area
SSefra	Secretary of State for Environment, Food and Rural Affairs
SSSI	Sites of Special Scientific Interest
SST	Secretary of State for Transport
SuDS	Sustainable Urban Drainage System
SWW	South West Water
TBAAG	Temple to Bodmin A30 Action Group
WebTAG	Department for Transport's web-based multimodal guidance on appraising transport projects and proposals
WPD	Western Power Distribution (South West) PLC
WR	Written Representation
WSI	Written Scheme of Investigation

Other Procedural decisions made by the Examining Authority (ExA)

The ExA has also made the following procedural decisions under Section 89(1) of the Planning Act 2008:

Statements of Common Ground (SoCGs)

I would be assisted by the preparation of SoCGs between the applicant and certain interested parties. The draft timetable for the examination therefore provides deadlines for submission of SoCGs.

The aim of a SoCG is to agree factual information and to inform the ExA and all other parties by identifying where there is agreement and where the differences lie at an early stage in the examination process. It should provide a focus and save time by identifying matters which are not in dispute or need not be the subject of further evidence. It can also usefully state where and why there may be disagreement about the interpretation and relevance of the information. The reasons for the differences and interpretation of the implications of a difference can then be expanded in the evidence. Unless otherwise stated or agreed, the SoCG should be agreed between the applicant and the other relevant interested party or parties, and submitted by the applicant in accordance with the examination timetable.

SoCGs are requested to be prepared by:

- A. The applicant and Natural England to include, but not be limited to, the following matters:
 - ES methodology for survey and assessment, and proposed mitigation measures generally including monitoring;
 - Golden Plover habitat management;
 - Replacement land for any required within the Bodmin Moor North SSSI;
 - Reinstatement of any land temporarily required within Bodmin Moor North SSSI;
 - Mitigation for loss of connectivity for dormice, particularly but not exclusively during the construction phase ;
 - Pre-construction checks for badger setts;
 - Provision of bat and otter culverts;
 - Mitigation of the impact and effect of the scheme upon the Cornwall AONB arising from works generally and at Pounds Conce and Preeze Cross particularly;
 - Drafting of the DCO including all requirements related to ecology and nature conservation;
 - Ecological Mitigation and Monitoring Plan;
 - Construction Environmental Management Plan
 - Landscape Strategy;
 - Long-term Environmental Monitoring Programme;
 - Common land implications;
 - Parallel consents/licences from NE; and
 - Any outstanding matters incapable of agreement between the two parties.

- B. The applicant and the English Heritage to include, but not be limited to, the following matters:
- Archaeological remains at Peverell's Cross;
 - Impact of the proposed Manor Common Bridge on the setting of heritage assets; and
 - Any residual matters incapable of agreement between the two parties.
- C. The applicant and Blisland Commoners' Association to include, but not limited to, the following matters:
- Assessment of common land (proposed for acquisition) and replacement land offered against Defra Guidance of July 2009;
 - The safety requirements of common grazing livestock in transit across the A30; and
 - The matters incapable of agreement between the two parties.
- D. The applicant and Western Power Distribution to include, but not limited to, the following matters:
- Apparatus and property affected;
 - Necessary diversion of services;
 - Drafting of DCO including all provisions in relation to works that could impact on WPD services; and
 - Any necessary corrections to the Book of Reference.
- E. The applicant and the Cyclists' Touring Club to include, but not limited to, the following matters:
- Need for and provision of facilities for cyclists and similar NMUs; and
 - The matters incapable of agreement between the two parties.

The first round of written questions has been issued simultaneously with this letter but is not annexed to it. The questions can be found on the A30 Temple to Higher Carblake Improvement project webpage here:

<http://infrastructure.planningportal.gov.uk/document/2306130>