

## CORRECTION NOTICE

### THE CORNWALL COUNCIL (A30 TEMPLE TO HIGHER CARBLAKE IMPROVEMENT) ORDER 2015 (S.I. 2015/147)

#### SCHEDULE 4 TO THE PLANNING ACT 2008

#### CORRECTION OF ERRORS IN DEVELOPMENT CONSENT DECISIONS

12th February 2015

The Secretary of State has corrected an erroneous omission from the Cornwall Council (A30 Temple to Higher Carblake Improvement) Order 2015 (S.I. 2015/147; “the Order”), under section 119 of and Schedule 4 to, the Planning Act 2008.

The Secretary of State has, by a correction order, the Cornwall Council (A30 Temple to Higher Carblake Improvement) (Correction) Order 2015, made the following insertion to the Order:

#### **Preamble (page 3)**

In the preamble, before the last paragraph, is inserted—

“The Secretary of State is satisfied that the requirements of sections 131(3)(a) and (4) and 132(2)(a), (3) and (4) of the 2008 Act have been met, in relation to the special category land(a).”.

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(a) The definition of “the special category land” is in article 30(3).

This insertion has been made to fulfil the recording requirements of sections 131(3)(b) and 132(2)(b) of the Planning Act 2008. The insertion is in accordance with paragraph 37 of the letter issued on behalf of the Secretary of State on 5 February 2015, which serves as the statement of reasons for the Secretary of State’s decision for the purposes of section 116 of the Planning Act 2008.

#### ----- **LEGAL CHALLENGES RELATING TO APPLICATIONS FOR DEVELOPMENT CONSENT ORDERS**

Under section 118(4) of the Planning Act 2008, a decision under paragraph 1 of Schedule 4 to correct an error in an Order granting development consent can be challenged only by means of a claim for judicial review. A claim for judicial review must be made to the High Court during the period of 6 weeks beginning with the day on which the Order making the correction is published. The A30 (Temple to Higher Carblake Improvement) (Correction) Order 2015 (as made) is being published on the Planning Inspectorate website at the following address:

<http://infrastructure.planningportal.gov.uk/projects/south-west/a30-temple-to-higher-carblake-improvement/>

**These notes are provided for guidance only. A person who thinks they may have grounds for challenging the decision to make the Correction Order referred to in this notice is advised to seek legal advice before taking any action. If you require advice on the process for making any challenge you should contact the Administrative Court Office at the Royal Courts of Justice, Strand, London, WC2A 2LL (020 7947 6655).**