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Customer Services: 0303 444 5000
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Ms Gail Mayhew

Your Ref:

By email

Our Ref: TR010015

Date: 6 February 2014

Dear Ms Mayhew,

Norwich Northern Distributor Road (NDR)

Planning Act 2008 as amended ('PA2008')

Thank you for your email received on 3 February 2014.

I am aware that this proposed development is of great interest to you and others who have sent correspondence to the Planning Inspectorate recently. As you are aware, Norfolk County Council has submitted a development consent order application for acceptance under the PA2008 regime. The Secretary of State has accepted the Norwich Northern Distributor Road application for examination. In reaching its decision, the Secretary of State has in respect of s55(3)(e) of the PA2008, had regard to the matters set out in s55(4) and concluded that the applicant has complied with Chapter 2 of Part 5 of the PA2008. In respect of s55(3)(f) of the PA2008, the Secretary of State has had regard to the extent to which those matters set out in s55(5A) of the PA2008 have either been complied with or followed, and concluded that the application (including accompaniments) is of a satisfactory standard.

The acceptance decision letter can be accessed on the project page of our website at this link:

<http://infrastructure.planningportal.gov.uk/projects/eastern/norwich-northern-distributor-road-ndr/>

I recommend you read the acceptance decision letter alongside the 's55 acceptance checklist' which sets out the Planning Inspectorate's comments in respect of the tests that must be met under s55. It can be viewed here:

http://infrastructure.planningportal.gov.uk/wp-content/ipc/uploads/projects/TR010015/2.%20Post-Submission/Procedural%20Decisions/TR010015_Norwich%20Distributor%20Road_Section_55_Checklist.doc.pdf

The pre-application consultation process is a key requirement of the PA2008 and the Secretary of State in making its acceptance decision has taken account of any representation from the relevant local authority as to whether the applicant has complied with sections 42, 47 and 48 of the PA2008. It has also considered the consultation report in making its assessment on whether the applicant has complied with the requirements under s37 of the PA2008. I refer you to part 2 of the 's55 acceptance checklist' for your interest.

Some of the issues you raise in your letters appear to relate to the merits of the application and not the acceptance stage. Issues related to the merits of the application will be considered during examination. You will be given the opportunity at the appropriate time to register with the Planning Inspectorate to become an interested party. This will enable you to participate in the examination and submit representations to the appointed Examining Authority. The Planning Inspectorate has produced Advice Note Eight which explains the PA2008 process and how you can become involved. It can be viewed at:

<http://infrastructure.planningportal.gov.uk/legislation-and-advice/advice-notes/>

Yours sincerely

Mark Southgate

Mark Southgate
Director of Major Applications and Plans

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.