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e-mail:

Paul Nagra  
Highways England

Your Ref:

By email only.

Our Ref: TR010022

Date: 21 May 2019

Dear Mr Nagra

## **Planning Act 2008 (as amended) – Section 55**

### **Application by Highways England for an Order Granting Development Consent for the A38 Derby Junctions Improvement.**

#### **Notification of decision to accept an application for Examination for an Order Granting Development Consent**

I refer to the above application for an Order granting development consent made under section 37(2) of the Planning Act 2008 (as amended) (PA2008) and received by the Planning Inspectorate on behalf of the Secretary of State on 23 April 2019.

The Secretary of State has decided to accept this application for Examination. In reaching this decision, the Secretary of State has:

- in respect of section 55(3)(e) had regard to the matters set out in section 55(4), and concluded that the applicant has complied with Chapter 2 of Part 5 of PA2008; and
- in respect of section 55(3)(f), had regard to the extent to which those matters set out in section 55(5A) have either been complied with or followed, and concluded that the application (including accompaniments) is of a satisfactory standard.

Please be aware of your duties under:

- sections 56, 58 and 59 of PA2008;
- Regulations 8, 9 and 10 of the Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (as amended); and
- Regulation 13 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2009 or, for projects scoped after 16 May 2017, the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017.

Yours sincerely

*Simone Wilding*

**Simone Wilding**  
**Head of Major Casework Management**  
**For and on behalf of the Secretary of State for the Ministry of Housing,**  
**Communities and Local Government**

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