

From: [Stafford, Derek](#)
To: [A38 Derby Junctions](#)
Subject: [OFFICIAL] RE: A38 Derby Junctions
Date: 08 May 2019 08:55:58

For the attention of Robert Ranger – Case Manager

Dear Robert

Further to your letter of 23 April 2019, regarding the above.

On behalf of Amber Valley Borough Council, I consider that the developer has complied with the duties under the Planning Act 2008 (as amended) to consult (section 42), to consult the local community (section 47) and to publicise (section 48), in relation to the A38 Derby Junctions proposals at the pre-application stage.

Regards

Derek Stafford
Assistant Director (Planning)

From: A38 Derby Junctions <A38DerbyJunctions@planninginspectorate.gov.uk>
Sent: 23 April 2019 16:49
Subject: A38 Derby Junctions

Dear Sir/Madam

**Planning Act 2008 (as amended) – Chapter 2
Application by Highways England for an Order Granting Development
Consent for the A38 Derby Junctions**

Highways England submitted the above application to the Planning Inspectorate today, on 23 April 2019.

We are now requesting a representation from your Authority on the adequacy of the applicant's pre-application consultation, and to confirm contact details

for future correspondence with your Authority regarding this project.

Adequacy of consultation

On receipt of an application, the Planning Inspectorate has 28 days to decide whether or not to accept the application¹. In accordance with section 37 of PA2008, the developer must submit a consultation report with the application. This consultation report should set out the developer's pre-application consultation processes, a summary of the relevant responses to its consultation and how it has taken account of responses received in developing the application. Developers must have regard to relevant guidance on the pre-application process issued by the Secretary of State². The Planning Inspectorate is inviting you as a host or neighbouring local authority³, to submit an 'adequacy of consultation representation' which the Planning Inspectorate must have regard to in deciding, **please see the attached letter.**

¹ PA2008 s37(3)(c)

² PA2008 s50(3)

³ PA2008 s55(4) and (5) – a “local authority consultee”

Regards

Bart Bartkowiak

Case Officer

National Infrastructure Planning

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Planning Inspectorate)

Twitter: [@PINSgov](https://twitter.com/PINSgov)

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