



Department for Transport

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To: Environment Agency,
All Interested Parties

Date: 23 February 2022

Dear Sir/Madam

Planning Act 2008 (as amended) and the Infrastructure Planning (Examination Procedure) Rules 2010

Application by National Highways (“the Applicant”) for an Order granting development consent to construct grade-separated interchanges to replace three junctions on the A38 in Derby known as the Kingsway, Markeaton and Little Eaton junctions (“the Proposed Development”)

REQUEST FOR COMMENTS FROM THE ENVIRONMENT AGENCY AND ALL INTERESTED PARTIES

1. Request for comments from Interested Parties on the Applicant’s response to the Secretary of State

The Secretary of State invites **Interested Parties** to provide any comments on section 1 (Request for comments from the Applicant on other responses to the Statement of Matters) and 3 (Request for additional information from the Applicant on the cumulative assessment of climate impacts) of the Applicant’s [response of 4 February 2022](#) to the Secretary of State’s [consultation letter of 7 January 2022](#).

2. Request for comments from the Environment Agency on the Applicant’s response to the Secretary of State on flood risk assessment

The Secretary of State invites the **Environment Agency** to confirm if it agrees or to provide comments on section 2 of the Applicant’s response of 4 February. This section responded to question 2 of the Secretary of State’s consultation letter, which asked

the Applicant for comments on the Environment Agency's [reply of 25 October 2021](#) to the Secretary of State's [Statement of Matters](#).

The deadline for any response is 23 March 2022.

Responses to the matters outlined in this letter are best submitted by email to: A38DerbyJunctions@planninginspectorate.gov.uk. If you will have difficulty in submitting a response by the consultation deadline, or difficulty submitting a response by e-mail, please inform the Case team.

The responses will be published on the project page for the A38 Derby Junctions DCO on the Planning Inspectorate website as soon as possible after the above deadlines at:

<https://infrastructure.planninginspectorate.gov.uk/projects/east-midlands/a38-derby-junctions/>

This letter is without prejudice to the Secretary of State's decision whether or not to grant development consent for the A38 Derby Junctions, and nothing in this letter is to be taken to imply what that decision might be.

Yours faithfully

Fergus O'Dowd
Transport Infrastructure Planning Unit