

The Planning Inspectorate  
Room 4/04  
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Temple Quay  
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**Our ref:** LT/2021/126346/02-L01  
**Your ref:** A38 NSIP  
**Date:** 21 March 2022

Dear Sir/Madam

**RE-DETERMINATION OF THE APPLICATION BY HIGHWAYS ENGLAND (“THE APPLICANT”) FOR AN ORDER GRANTING DEVELOPMENT CONSENT FOR THE A38 DERBY JUNCTIONS - ADDITIONAL CONSULTATION 23<sup>rd</sup> FEBRUARY 2022 A38 DERBY JUNCTIONS**

Thank you for consulting the Environment Agency for our comments on the applicant's response to the points we raised in October 2021.

**Environment Agency Comments**

We recommended that the applicant had regard of the new guidance for NSIPs with regard to climate change allowances, in particular the new guidance to assess credible maximum scenarios, to sensitivity test the impacts of future climate impacts on the proposal.

From reviewing the response from National Highways they state that the scheme would not be significantly impacted by the upper end scenario of 63% and there would be no impact on the design or flood risk mitigation measures already proposed.

Based on this response provided by National Highways, this highlights that they have undertaken an assessment of the upper end scenario and are satisfied that there will be no impact. We therefore have no further comments to make.

Yours faithfully

**Mr Joseph Drewry**  
**Planning Specialist**

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