

# **The Lake Lothing (Lowestoft) Third Crossing Order 201[\*]**

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Lake Lothing  
**THIRD  
CROSSING**

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**Document 5.2:  
Consultation Report Appendices**

**Appendix 15  
Section 46**

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## **Pack of notices pursuant to Section 46 of the Planning Act 2008**

- 15.1 Letters sent under section 46 of the Planning Act
- 15.2 Clarification letter
- 15.3 Acknowledgement from Planning Inspectorate

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## **Appendix 15.1**

### **Letters sent under section 46 of the Planning Act 2008**



Date: 25 August 2017  
Enquiries to: Jon Barnard  
Tel: 03456 318 842

Email: [lakelothing3rdcrossing@suffolk.gov.uk](mailto:lakelothing3rdcrossing@suffolk.gov.uk)

Gareth Leigh  
Infrastructure Planning Lead  
Major Applications and Plans  
The Planning Inspectorate,  
Temple Quay House,  
Temple Quay,  
Bristol BS1 6PN

Dear Gareth

## **THE LAKE LOTHING THIRD CROSSING, LOWESTOFT: STATUTORY CONSULTATION ON A PROPOSED APPLICATION FOR DEVELOPMENT CONSENT**

### **SECTION 46 OF THE PLANNING ACT 2008**

In accordance with section 46(1) of the Planning Act 2008 (“the 2008 Act”), this letter notifies the Secretary of State that Suffolk County Council is proposing to submit an application under section 37 of the Planning Act 2008 (“the 2008 Act”) to the Secretary of State for Transport for a Development Consent Order (“the Proposed Application”) to authorise the construction, operation and maintenance of a new bascule bridge highway crossing of Lake Lothing in Lowestoft, Suffolk known as the Lake Lothing Third Crossing, Lowestoft, Suffolk (“the Project”).

If constructed, the proposed scheme would include the following:

- A new single carriageway road crossing of Lake Lothing, consisting of a multi-span bridge which comprises:
  - an opening bascule bridge over Lake Lothing, in the Port of Lowestoft;
  - a bridge over the East Suffolk Line, and reinforced earth embankment joining that bridge to the C971 Peto Way between Rotterdam Road and Barnards Way;
  - a bridge over the northern end of Riverside Road providing access to existing commercial property, and
  - a reinforced earth embankment following the alignment of Riverside Road to a remodelled junction with the B1531 Waveney Drive;
- The closure of Durban Road at its junction with Waveney Drive
- A new access road from Waveney Drive west of Riverside Road to provide access to existing property at Riverside Business Park that would otherwise become inaccessible due to changes in level on Riverside Road;
- Dedicated provision for cyclists and pedestrians which ties into existing networks;

- Associated changes, modifications and/or improvements to the existing local highway network as informed by traffic modelling.
- Works to facilitate the construction of the above elements including:
  - Creation of temporary construction sites and accesses from the public highway;
  - Provision of new utilities and services and the diversion of existing utilities; and
  - Provision of drainage, lighting and landscaping; and
- Such ancillary, incidental and consequential changes and/or improvements as are required and permitted.

Suffolk County Council will be undertaking statutory consultation on the Proposed Application in accordance with sections 42 and 47 of the 2008 Act from Monday 4 September 2017 until 23.59 on Monday 16 October 2017.

In accordance with section 46 of the 2008 Act, the following documents are hereby supplied to the Secretary of State. These comprise the same information in relation to the Proposed Application as Suffolk County Council would supply to the Secretary of State for the purpose of complying with section 42 of the 2008 Act if Suffolk County Council were required by that section to consult the Secretary of State about the Proposed Application:

- A copy of the covering letter sent to consultees identified pursuant to section 42(1)(a)-(c) of the 2008 Act and Regulation 9 of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2009, as applied by Regulation 37(2)(a) of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017;
- A copy of the covering letter sent to consultees identified pursuant to section 42(1)(d) of the 2008 Act;
- A copy of the notice being published by Suffolk County Council in accordance with section 48 of the 2008 Act; and
- A copy of the following Consultation Documents (on the enclosed USB stick):
  - **Consultation Leaflet** – which provides a summary of the Project and details of the consultation events and how you can provide your comments
  - **Consultation Brochure** – this provides a more detailed summary of the proposed scheme and its potential impacts and a summary of the next stages of the process under the 2008 Act;
  - **Questions and Answers** – providing answers to frequently asked questions;
  - **Questionnaire** – a survey to comment on the Proposed Application;
  - **Design Process Summary** – explaining the design rationale for the proposed scheme
  - **Preliminary Environmental Information Report (PEIR) and Technical Appendices** – setting out the likely significant effects of the Project; and
  - **Non-technical summary of the PEIR.**

If you have any questions or require any additional information please do not hesitate to contact us using the contact details at the top of this letter.

Yours sincerely,



Jon Barnard  
Project Manager, Lake Lothing Third Crossing

Enc.





Date: 25 August 2017  
Enquiries to: Jon Barnard  
Tel: 03456 318 842

Email: [lakelothing3rdcrossing@suffolk.gov.uk](mailto:lakelothing3rdcrossing@suffolk.gov.uk)

Alfred Casson  
Planning Policy Adviser,  
Local Infrastructure  
2/14, Great Minster House  
33 Horseferry Road,  
London, SW1P 4DR

Dear Alfie

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If you have any questions or require any additional information please do not hesitate to contact us using the contact details at the top of this letter.

Yours sincerely,



Jon Barnard  
Project Manager, Lake Lothing Third Crossing

Enc.

**Appendix 15.2**  
**Clarification letters**

Date: 1 September 2017  
Enquiries to: Jon Barnard  
Tel: 03456 031 842Email: [lakelothing3rdcrossing@suffolk.gov.uk](mailto:lakelothing3rdcrossing@suffolk.gov.uk)

Gareth Leigh  
Infrastructure Planning Lead  
Major Applications and Plans  
The Planning Inspectorate,  
Temple Quay House,  
Temple Quay,  
Bristol BS1 6PN

Dear Gareth

### **THE LAKE LOTHING THIRD CROSSING, LOWESTOFT CONSULTATION**

Further to our letter dated 25 August 2017 about the Lake Lothing Third Crossing consultation, it has come to our attention that there were some small errors with the consultation material sent to you, including some formatting issues with the Preliminary Environmental Impact Report Appendices.

The revised documents can be found on the project website ([www.suffolk.gov.uk/lakelothing3rdcrossing](http://www.suffolk.gov.uk/lakelothing3rdcrossing)) along with all of the relevant information about the Project, Proposed Application and the Consultation Documents. However, for completeness to ensure a fully informed consultation process we have enclosed an updated USB which should **supersede** the earlier version you were sent.

Please note the statutory consultation period has not changed and will continue to run from **Monday 4 September 2017 to 23.59 on Monday 16 October 2017**. This still allows more than the 28 days minimum statutory consultation period.

If you have any questions on the consultation material or would like to discuss any matters in more detail please don't hesitate to contact the Lake Lothing Third Crossing team, either by email [lakelothing3rdcrossing@suffolk.gov.uk](mailto:lakelothing3rdcrossing@suffolk.gov.uk) or call **03456 031 842**.

Our apologies for any confusion this may have caused.

Yours sincerely,



Jon Barnard  
Project Manager, Lake Lothing Third Crossing

Enc.

Date: 1 September 2017  
Enquiries to: Jon Barnard  
Tel: 03456 031 842

Email: [lakelothing3rdcrossing@suffolk.gov.uk](mailto:lakelothing3rdcrossing@suffolk.gov.uk)

Alfred Casson  
Planning Policy Adviser,  
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2/14, Great Minster House  
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Our apologies for any confusion this may have caused.

Yours sincerely,



Jon Barnard  
Project Manager, Lake Lothing Third Crossing  
Enc.

**Appendix 15.3**  
**Acknowledgement Letters**



3/18 Eagle Wing  
Temple Quay House  
2 The Square  
Bristol, BS1 6PN

Customer Services: 0303 444 5000  
e-mail: [LakeLothing@pins.gsi.gov.uk](mailto:LakeLothing@pins.gsi.gov.uk)

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FAO Jon Barnard

Your Ref:

BY EMAIL ONLY

[Lakelothing3rdcrossing@suffolk.gov.uk](mailto:Lakelothing3rdcrossing@suffolk.gov.uk)

Our Ref: TR010023

Date: 29 August 2017

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Dear Mr Barnard

## **Planning Act 2008 (as amended) – Section 46**

### **Proposed application by Suffolk County Council for an Order Granting Development Consent for the Lake Lothing Third Crossing**

#### **Acknowledgement of receipt of information concerning proposed application**

Thank you for your letter of 25 August 2017 and the following documentation:

- Lake Lothing 3<sup>rd</sup> Crossing Leaflet Sep 17 FINAL
- Lake Lothing 3<sup>rd</sup> Crossing Brochure Sep 17 FINAL
- Lake Lothing 3<sup>rd</sup> Crossing QA Aug 2017 FINAL
- Lake Lothing 3<sup>rd</sup> Crossing Questionnaire Sep 17 FINAL
- Lake Lothing 3<sup>rd</sup> Crossing Non-Technical Summary Aug 17 FINAL
- Lake Lothing 3<sup>rd</sup> Crossing PEIR Aug 17 FINAL
- Lake Lothing 3<sup>rd</sup> Crossing Design Process Summary Aug 17 FINAL
- Lake Lothing 3<sup>rd</sup> Crossing Section 48 FINAL
- Lake Lothing 3<sup>rd</sup> Crossing S42(1)(d)
- Lake Lothing 3<sup>rd</sup> Crossing S42(1)(a-c) and Reg 11
- PEIR Appendices and Figures

I acknowledge that you have notified the Planning Inspectorate of the proposed application for an order granting development consent for the purposes of section 46 of the PA2008 and supplied the information for consultation under section 42. The following reference number has been given to the proposed application, which I would be grateful if you would use in subsequent communications:

TR010023

I will be your point of contact for this application – my contact details are at the end of this letter.



The role of the Planning Inspectorate in the application process is to provide independent and impartial advice about the procedures involved and to have open discussions with potential applicants, statutory bodies and others about the processes and requirements of the new regime. It is important that you keep us accurately informed of your timetable and any changes that occur.

We will publish advice we give to you or other interested parties on our website and, if relevant, direct parties to you as the applicant. We are happy to meet at key milestones and/or provide advice as the case progresses through the pre-application stage.

Once you have prepared draft documents we are able to provide technical advice, in particular on the draft development consent order, explanatory memorandum, the consultation report and any draft HRA. You may therefore wish to build this into your timetables.

In the meantime, you may wish to have regard to the guidance and legislation material provided on our website including the Infrastructure Planning (Fees) Regulations 2010 (as amended) and associated guidance, which you will need to observe closely in establishing the correct fee to be submitted at the successive stages of the application process.

When seeking to meet your pre-application obligations you should also be aware of your obligation under the Data Protection Act 1998 to process personal data fairly and lawfully.

If you have any further queries, please do not hesitate to contact me.

Yours sincerely

*Robert Ranger*

**Robert Ranger**  
**Case Manager**

Direct Line: 0303 444 5042  
Email: [robert.ranger@pins.gsi.gov.uk](mailto:robert.ranger@pins.gsi.gov.uk)

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 National Infrastructure Planning 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.