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To Interested Parties, Statutory Parties  
and Other Persons invited to the  
Preliminary Meeting

Your Ref:

Our Ref: TR010023

Date: 17 December 2018

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Dear Sir/ Madam

## **The Planning Act 2008 – Section 89 and The Infrastructure Planning (Examination Procedure) Rules 2010 – Rule 8 etc**

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

#### **Examination Timetable and procedure**

This letter provides you with the Examination Timetable, details of the publication of the Examining Authority's (ExA) Written Questions and other important information about the Examination.

All documentation associated with this project, including a note of the Preliminary Meeting and the audio recording taken at that meeting, can be found using this link: <https://infrastructure.planninginspectorate.gov.uk/projects/eastern/lake-lothing-third-crossing/?ipcsection=docs>

#### **The Examination Timetable**

We have made a Procedural Decision about the way the application will be examined. The final Examination Timetable is attached at **Annex A**.

The Examination Timetable replaces the draft timetable that was included in the Rule 6 letter dated 6 November 2018<sup>1</sup>. In finalising the Examination Timetable, we have sought to accommodate requests and suggestions made at the Preliminary Meeting and in representations submitted in advance of that meeting.

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<sup>1</sup> Your invitation to the Preliminary Meeting, available here: <https://infrastructure.planninginspectorate.gov.uk/document/TR010023-000541>

Please note that the Examination Timetable contains a number of deadlines for receipt of information by the Planning Inspectorate. All deadlines are at 23:59 on the date specified. Please ensure submissions arrive by the deadline. If you do not make your submissions by the dates specified in the timetable, we may disregard them.

We request that Interested Parties send, where practicable, electronic copies of their submission as email attachments to [lakelothing@pins.gsi.gov.uk](mailto:lakelothing@pins.gsi.gov.uk) on or before the applicable deadline. Electronic attachments should be clearly labelled with the subject title and not exceed 12MB for each email. Providing links to websites where your submissions can be viewed is not acceptable. All submissions must be made in a format that can be viewed in full on the National Infrastructure Planning website. Any submissions that exceed 1500 words should also be accompanied by a summary; this summary should not exceed 10% of the original text.

If we consider it necessary to vary the Examination Timetable during the Examination, notification will only be sent to Interested Parties and Other Persons<sup>2</sup> invited to the Preliminary Meeting. The changes will be published on the Lake Lothing Third Crossing project page on the National Infrastructure Planning website.

## Other Procedural Decisions

**Annex B** contains important details and clarifications about our other Procedural Decisions made at, or following, the Preliminary Meeting.

## Written Representations

All Interested Parties are now invited to submit Written Representations and any comments on the Relevant Representations already submitted. These should be submitted by **Deadline 3** in the Examination Timetable (**Annex A**).

Written Representations can cover any relevant matter and are not restricted to the matters set out in our Initial Assessment of Principal Issues discussed at the Preliminary Meeting and included in our Rule 6 letter. Nor are they restricted to the content of our Written Questions (see next heading, below).

Any person, other than the Applicant, who submits a Written Representation must identify those parts of the application with which they agree and those parts with which they do not agree, explaining the reasons why<sup>3</sup>. Interested Parties should also provide with their Written Representations "*the data, methodology and assumptions used to support their submissions*"<sup>4</sup>.

Further written submissions will be requested by the ExA at various points in the Examination.

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<sup>2</sup> Other Persons are persons that we chose to invite to the Preliminary Meeting, in addition to the prescribed persons listed in section 88(3) of the Planning Act 2008 – see 'Your status in the Examination and future notifications' below

<sup>3</sup> Required under Rule 10(4) of The Infrastructure Planning (Examination Procedure) Rules 2010

<sup>4</sup> <https://www.gov.uk/government/publications/planning-act-2008-examination-of-applications-for-development-consent>

Any Written Representations, and any further written submissions requested by the ExA in the course of the Examination which exceed 1500 words should also be accompanied by a summary which should not exceed 10% of the original text. The summary should set out the key facts of the written submission and must be representative of the submission made.

## **Examining Authority's Written Questions**

We have compiled Written Questions (WQ) about the application and the representations received so far. These questions are published on the National Infrastructure Planning website and can be accessed through the following link:

<https://infrastructure.planninginspectorate.gov.uk/document/TR010023-000576>

Responses to our WQs must be provided by **Deadline 3** in the Examination Timetable (**Annex A**).

If you require a hard copy of our WQs, please contact the Case Team who will send you a copy.

## **Hearings**

The Examination Timetable at **Annex A** includes periods of time reserved for any hearings to be held, and we will notify all Interested Parties of any hearings scheduled as part of the Examination at least 21 days in advance of them taking place. That notification will include an additional deadline for Interested Parties to inform the Planning Inspectorate if they wish to attend the notified hearing(s).

Details of the time and meeting place for the Accompanied Site Inspection on 12 February 2019 will be provided in the same notification.

**Annex C** provides details about what Interested Parties should include in a request to be heard at a hearing, and the procedure that will be followed at hearings.

## **Availability of application documents and representations submitted to the Examination**

All documentation and audio recordings associated with the examination of this application can be found using this link:

<https://infrastructure.planninginspectorate.gov.uk/projects/eastern/lake-lothing-third-crossing/?ipcsection=docs>

**Annex D** provides details of locations in the vicinity of the Proposed Development at which all Examination documents can be viewed electronically, free of charge.

Advice to Interested Parties about how to access and navigate the Examination Library is also provided at **Annex D**.

## Your status in the Examination and future notifications

This letter has been sent to you because you (or the body you represent) fall within one of the categories in s88(3) of the Planning Act 2008.

If you have made a Relevant Representation, have a legal interest in the land affected by the application<sup>5</sup> or are a relevant local authority where the development is proposed within your boundary (reference numbers beginning with 2001, LLTC-AFP or LLTC-S57), you have a formal status as an Interested Party in the Examination.

Interested Parties will receive notifications from the Planning Inspectorate about the Examination throughout the process and may make written and oral submissions regarding the application.

If you are a Statutory Party<sup>6</sup> or a local authority bordering the local authority in which the development is proposed, but have not made a Relevant Representation (reference number beginning with LLTC-SP), you will not automatically be an Interested Party. However, you may notify the Panel that you wish to be treated as an Interested Party at any point during the Examination.

If you are not an Interested Party or a Statutory Party, you have received this letter because you were invited to the Preliminary Meeting as an Other Person because it appeared to us that the Examination could be informed by your participation. Other Persons have a reference number beginning with LLTC-OP. If you are an Other Person you are not an Interested Party. This letter is the last letter we will send to you in the course of the Examination unless we need to inform you that the Examination Timetable has changed or we have specific questions for you.

If you are unsure of your status in the Examination, please do not hesitate to contact the Case Team using the details at the top of this letter. More information regarding the formal status of Interested Parties is set out in the Planning Inspectorate's Advice Note 8 series, available here:

<https://infrastructure.planninginspectorate.gov.uk/legislation-and-advice/advice-notes/>

**Important:** If we require further information or written comments (a Rule 17 request<sup>7</sup>) to be submitted by a deadline that is set in the Examination Timetable at **Annex B**, this request will be sent to only those persons we consider it is applicable to. However, the request will be published on the National Infrastructure Planning website to enable all Interested Parties to respond if they feel it is relevant to their interests. If we consider it necessary, a further deadline will be added to the timetable to give all Interested Parties the opportunity to comment on any responses received.

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<sup>5</sup> Or have been identified by the Applicant as a person who might be entitled to make a relevant claim

<sup>6</sup> For the purposes of this letter, meaning a body specified in Schedule 1 of The Infrastructure Planning (Interested Parties and Miscellaneous Prescribed Provisions) Regulations 2015

<sup>7</sup> Rule 17 of The Infrastructure Planning (Examination Procedure) Rules 2010

## Awards of costs

You should be aware of the possibility of the award of costs against parties who behave unreasonably.

To assist understanding of what 'unreasonable behaviour' means in the context of an Examination under the PA2008, you may find it helpful to read the government guidance 'Awards of costs: examinations of applications for development consent orders' (July 2013)<sup>8</sup>. It is in everyone's interest that information is brought forward as early as possible in the examination process so you are encouraged to do so.

## Management of information

The Planning Inspectorate has a commitment to transparency. Therefore, all information submitted for this project (if accepted by the ExA) and a record of any advice which has been provided, is published at:

<https://infrastructure.planninginspectorate.gov.uk/projects/eastern/lake-lothing-third-crossing/?ipcsection=overview>

All Examination documents can also be viewed electronically at the locations listed in **Annex D**.

Please note that in the interest of facilitating an effective and fair examination, we consider it necessary to publish some personal information. To find out how we handle your personal information, please view our Privacy Notice.

We look forward to working with all parties in the examination of this application.

Yours faithfully

*David Morgan*

**David Morgan, Lead Member of the Panel**

## Annexes

- A** Examination Timetable
- B** Procedural Decisions made by the Examining Authority
- C** Requests to appear and procedure to be followed at hearings
- D** Availability of representations and application documents

This communication does not constitute legal advice.

Please view our [Privacy Notice](#) before sending information to the Planning Inspectorate.

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<sup>8</sup> <https://www.gov.uk/government/publications/awards-of-costs-examinations-of-applications-for-development-consent-orders>

## Examination Timetable

The Examining Authority (ExA) is under a duty to **complete** the examination of the application by the end of the period of six months beginning with the day after the close of the Preliminary Meeting.

| Item | Matters   | Due Dates                                    |
|------|---|--|
| 1    | <b>Preliminary Meeting</b>  | <b>5 December 2018</b><br><b>(Morning)</b>   |
| 2    | <b>Open Floor Hearing</b><br>See Procedural Decision at <b>Annex B</b>  | <b>5 December 2018</b><br><b>(Afternoon)</b> |
| 3    | <b>Deadline 1</b><br>Deadline for receipt by the ExA of: <ul style="list-style-type: none"> <li>• Written summaries of oral submissions put at Open Floor Hearing held on 5 December 2018</li> <li>• Any further submissions/ clarifications from the Applicant in response to the Planning Inspectorate's s51 advice dated 9 August 2018</li> </ul>  | <b>12 December 2018</b>                      |
| 4    | Issue by the ExA of: <ul style="list-style-type: none"> <li>• Examination Timetable</li> </ul> Publication of: <ul style="list-style-type: none"> <li>• The ExA's Written Questions</li> </ul>  | <b>17 December 2018</b>                      |
| 5    | <b>Deadline 2</b><br>Deadline for receipt by the ExA of: <ul style="list-style-type: none"> <li>• Notification of wish to speak at a Compulsory Acquisition Hearing</li> <li>• Notification of wish to speak at a subsequent Open Floor Hearing</li> <li>• Notification of wish to attend Accompanied Site Inspection on 12 February 2019 (see <b>Annex B</b>)</li> <li>• Notification by Statutory Parties of wish to be considered an Interested Party</li> </ul> | <b>4 January 2019</b>                        |
| 6    | <b>Deadline 3</b><br>Deadline for receipt by the ExA of: <ul style="list-style-type: none"> <li>• Comments on Relevant Representations (RRs)</li> <li>• Summaries of all RR's exceeding 1500 words</li> </ul>   | <b>8 January 2019</b>                        |

|   |  |                        |
|---|--|------------------------|
|   | <ul style="list-style-type: none"> <li>• Written Representations (WRs)</li> <li>• Summaries of all WRs exceeding 1500 words</li> <li>• Local Impact Reports from any local authorities</li> <li>• Responses to the ExA’s Written Questions</li> <li>• Applicant’s first revised draft Development Consent Order (dDCO)</li> <li>• An updated version of the Compulsory Acquisition Negotiations Tracker (APP-010)</li> <li>• An updated Book of Reference reconciling the s59 certificate (see <b>Annex B</b>)</li> <li>• An updated Statement of Common Ground (SoCG) Report (AS-007)</li> <li>• An Application Document Tracker (see <b>Annex B</b>)</li> <li>• Applicant’s draft itinerary for the Accompanied Site Inspection scheduled for 12 February 2019 (see <b>Annex B</b>)</li> <li>• Any further information requested by the ExA under Rule 17 of the Exam Rules<sup>1</sup></li> </ul> |                        |
| 7 | <p>Issue by the ExA of:</p> <ul style="list-style-type: none"> <li>• Notification of date, time and place of hearings to be held between 13 and 15 February 2019</li> <li>• Notification of date, time and meeting place for Accompanied Site Inspection on 12 February 2019</li> </ul> <p>Publication of:</p> <ul style="list-style-type: none"> <li>• Itinerary for Accompanied Site Inspection on 12 February 2019</li> </ul>   | <b>14 January 2019</b> |
| 8 | <p><b>Deadline 4</b></p> <p>Deadline for receipt by the ExA of:</p> <ul style="list-style-type: none"> <li>• Comments on WRs and responses to comments on RRs</li> <li>• Comments on Local Impact Report(s)</li> <li>• Comments on responses to the ExA’s Written Questions</li> <li>• SoCGs requested by the ExA (see <b>Annex B</b>)</li> <li>• Comments on any further information requested by the ExA and received to Deadline 3</li> <li>• Any further information requested by the ExA</li> </ul>   | <b>29 January 2019</b> |

<sup>1</sup> The Infrastructure Planning (Examination Procedure) Rules 2010

|    |   |                               |
|----|---|-------------------------------|
|    | under Rule 17 of the Exam Rules   |                               |
| 9  | <b>Accompanied Site Inspection</b>  | <b>12 February 2019</b>       |
| 10 | <p><b>Hearings</b></p> <p>Dates reserved for:</p> <ul style="list-style-type: none"> <li>• An Issue Specific Hearing dealing with matters relating to the dDCO</li> <li>• Any other Issue Specific Hearing(s) that may be required</li> <li>• Any subsequent Open Floor Hearing(s) that maybe requested</li> <li>• Any Compulsory Acquisition Hearing(s) that may be requested or required</li> </ul>   | <b>13 to 15 February 2019</b> |
| 11 | <p><b>Deadline 5</b></p> <p>Deadline for receipt by the ExA of:</p> <ul style="list-style-type: none"> <li>• Written summaries of oral submissions put at any hearings held between 13 and 15 February 2019</li> <li>• Applicant's second revised dDCO</li> <li>• An updated version of the Compulsory Acquisition Negotiations Tracker (APP-010)</li> <li>• An updated SoCG Report (AS-007)</li> <li>• An updated Application Document Tracker</li> <li>• Comments on any further information requested by the ExA and received to Deadline 4</li> <li>• Any further information requested by the ExA under Rule 17 of the Exam Rules</li> </ul> | <b>22 February 2019</b>       |
| 12 | <p>Publication of:</p> <ul style="list-style-type: none"> <li>• The ExA's Written Questions (if required)</li> </ul>  | <b>8 March 2019</b>           |
| 13 | <p><b>Deadline 6</b></p> <p>Deadline for receipt by the ExA of:</p> <ul style="list-style-type: none"> <li>• Responses to the ExA's Written Questions (if issued)</li> <li>• Comments on any further information requested by the ExA and received to Deadline 5</li> <li>• Any further information requested by the ExA under Rule 17 of the Exam Rules</li> </ul>   | <b>29 March 2019</b>          |
| 14 | Issue by the ExA of:  | <b>5 April 2019</b>           |

|    |  |                         |
|----|--|-------------------------|
|    | <ul style="list-style-type: none"> <li>Notification of any further hearings to be held in the week beginning 6 May 2019 (if required)</li> </ul>   |                         |
| 15 | <p><b>Deadline 7</b></p> <p>Deadline for receipt by the ExA of:</p> <ul style="list-style-type: none"> <li>Comments on responses to the ExA's Written Questions (if issued)</li> <li>Applicant's third revised dDCO</li> <li>An updated version of the Compulsory Acquisition Negotiations Tracker (APP-010)</li> <li>An updated SoCG Report (AS-007)</li> <li>An updated Application Document Tracker</li> <li>Comments on any further information requested by the ExA and received to Deadline 6</li> <li>Any further information requested by the ExA under Rule 17 of the Exam Rules</li> </ul> | <b>18 April 2019</b>    |
| 16 | <p>Issue by the ExA of:</p> <ul style="list-style-type: none"> <li>Report on the Implications for European Sites (RIES) (if required)</li> </ul>   | <b>30 April 2019</b>    |
| 17 | <p><b>Hearings</b></p> <p>Dates reserved for:</p> <ul style="list-style-type: none"> <li>Any further Issue Specific Hearing(s) that may be required</li> <li>Any further Open Floor Hearing(s) that may be requested</li> <li>Any further Compulsory Acquisition Hearing(s) that may be requested or required</li> <li>A second Accompanied Site Inspection (if required)</li> </ul>   | <b>7 to 10 May 2019</b> |
| 18 | <p><b>Deadline 8</b> (if required)</p> <p>Deadline for receipt by the ExA of:</p> <ul style="list-style-type: none"> <li>Written summaries of oral submissions put at any hearings held in week beginning 6 May 2019</li> <li>Applicant's fourth revised dDCO</li> <li>An updated version of the Compulsory Acquisition Negotiations Tracker (APP-010)</li> <li>An updated SoCG Report (AS-007)</li> <li>An updated Application Document Tracker</li> <li>Comments on any further information requested</li> </ul>   | <b>17 May 2019</b>      |

|    |  |                    |
|----|--|--------------------|
|    | by the ExA and received to Deadline 7 <ul style="list-style-type: none"> <li>Any further information requested by the ExA under Rule 17 of the Exam Rules</li> </ul>   |                    |
| 19 | Issue of: <ul style="list-style-type: none"> <li>The ExA's dDCO (if required to facilitate examination)</li> </ul>   | <b>24 May 2019</b> |
| 20 | <b>Deadline 9</b> (if required)<br>Deadline for receipt by the ExA of: <ul style="list-style-type: none"> <li>Comments on the ExA's dDCO (if issued on 24 May 2019)</li> <li>Comments on the RIES (if issued on 30 April 2019)</li> <li>Comments on any further information requested by the ExA and received to Deadline 8</li> <li>Any further information requested by the ExA under Rule 17 of the Exam Rules</li> </ul> | <b>31 May 2019</b> |
| 21 | <b>Deadline 10</b><br>The ExA is under a duty to complete the examination of the application by the end of the period of 6 months  | <b>5 June 2019</b> |

### Publication dates

All information received will be published on the project webpage on the National Infrastructure Planning website as soon as practicable after the deadlines for submissions. An Examination Library will be kept up to date throughout the Examination and can be accessed via the project webpage. Each document will be given a unique reference. These references will be used by the ExA during the Examination:

<https://infrastructure.planninginspectorate.gov.uk/projects/eastern/lake-lothing-third-crossing/?ipcsection=docs>

### Hearing agendas

Please note that for Issue Specific Hearings and Compulsory Acquisition Hearings we will aim to publish a detailed draft agenda on the project website at least five working days in advance of the hearing date. However, the actual agenda on the day of each hearing may be subject to change at the discretion of the ExA.

### Report on the Implications for European Sites (RIES)

Where an applicant has provided a No Significant Effects Report or a Habitats Regulations Assessment (HRA) Report with the application, the ExA may decide to issue a RIES during the Examination. The RIES is a factual account of the information and evidence provided to the ExA on HRA matters during the

Examination up to the date of the publication of the RIES, for the purposes of enabling the Secretary of State, as competent authority, to undertake its HRA. It is not the ExA's opinion on HRA matters. Comments on the RIES will be invited by the ExA and any received will be taken into account as part of the ExA's Recommendation to the relevant Secretary of State.

The Secretary of State may rely on the consultation on the RIES to meet its obligations under Regulation 63(3) of The Habitats Regulations 2017 and/ or Regulation 28 of The Offshore Marine Regulations.

## **Procedural Decisions made by the Examining Authority**

We have made a number of Procedural Decisions following the Preliminary Meeting<sup>1</sup>:

### **1. Examination Timetable**

A number of changes have been made to the Draft Examination Timetable provided at Annex C to the Rule 6 letter dated 6 November 2018<sup>2</sup>.

The final Examination Timetable is provided at **Annex A** to this letter.

The applied changes include:

- Additional submissions requested from the Applicant at **Deadline 3**, including an updated version of the Compulsory Acquisition Negotiations Tracker (APP-010); an updated Book of Reference (APP-009); an updated Statement of Common Ground (SoCG) Report (AS-007); an Application Document Tracker\* and a draft itinerary for the Accompanied Site Inspection scheduled to take place on 12 February 2019 (see **item 6**, below).
- Actions at item 7 changed from 15 January 2019 to 14 January 2019 in order to facilitate the Applicant's notification duties.
- **Deadline 4** moved from 22 January 2019 to 29 January 2019 to allow all Interested Parties more time to prepare key submissions.
- Submission of SoCGs moved to **Deadline 4**.
- Additional submissions requested from the Applicant at **Deadline 5** including an updated version of the Compulsory Acquisition Negotiations Tracker (APP-010); an updated SoCG Report (AS-007) and an updated version of the Application Document Tracker.
- Additional submissions requested from the Applicant at **Deadline 7** including a third revised Draft Development Consent Order (dDCO); an updated version of the Compulsory Acquisition Negotiations Tracker (APP-010); an updated SoCG Report (AS-007) and an updated version of the Application Document Tracker.
- **Deadline 7** moved to 18 April 2019 to avoid Good Friday on 19 April 2019.
- Additional submissions requested from the Applicant at **Deadline 8** including a fourth revised dDCO; an updated version of the Compulsory Acquisition Negotiations Tracker (APP-010); an updated SoCG Report (AS-007) and an updated version of the Application Document Tracker.
- Issue of the Examining Authority's dDCO (if required) moved to 24 May 2019 to allow for consideration the Applicant's fourth revised dDCO (and associated representations) submitted to **Deadline 8**.
- **Deadline 9** moved from 24 May 2019 to 31 May 2019 to mitigate earlier changes to the timetable.

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<sup>1</sup> Section 89(1) of the Planning Act 2008

<sup>2</sup> Your invitation to the Preliminary Meeting, available here:

<https://infrastructure.planninginspectorate.gov.uk/document/TR010023-000541>

\*As requested in s51 advice to Suffolk County Council dated 1 December 2017. See National Grid's 'Guide to the Application' for guidance on the purpose, form and content of this document:

<https://infrastructure.planninginspectorate.gov.uk/application-process/example-documents/>

## **2. Examining Authority's Written Questions**

Our Written Questions have been published here:

<https://infrastructure.planninginspectorate.gov.uk/document/TR010023-000576>

Some of our Written Questions (WQ) are directed to specific Statutory Parties which have not, at the time of writing, confirmed that they wish to become Interested Parties for the purposes of the examination of the application.

All relevant Statutory Parties will receive this correspondence and we request for each to check our WQs carefully in order that they may identify and respond to any questions posed to them. No party should feel inhibited or restricted in responding to any question we ask, even if it is directed elsewhere.

For the avoidance of doubt, Statutory Parties are defined as the parties listed in Schedule 1 to The Infrastructure Planning (Interested Parties and Miscellaneous Prescribed Provisions) Regulations 2015<sup>3</sup>.

## **3. Initial Assessment of Principal Issues**

Representations were made at the Preliminary Meeting about the range of topics set out in our Initial Assessment of Principal Issues contained in Annex B to the Rule 6 letter.

As indicated in text under the heading to the list of issues, this was not intended to be a comprehensive or exclusive list. It represented an initial identification of the issues arising from the application documents and Relevant Representations which had been received. Where the additional matters raised at the Preliminary Meeting, and any other matters which are raised during the Examination, are shown to be important and relevant to the application, they will be taken into account in the course of the Examination and in preparing our report and recommendations to the Secretary of State for Transport.

We have therefore taken the decision not to amend the Initial Assessment of Principal Issues.

## **4. Statements of Common Ground (SoCG)**

The Applicant is taking the lead in the preparation of SoCGs and it will aid the smooth running of the Examination if all Interested Parties who are participating in the preparation of SoCGs liaise and co-operate with the Applicant in respect of their production.

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<sup>3</sup> Available via: <https://infrastructure.planninginspectorate.gov.uk/legislation-and-advice/legislation/>

Having considered the Applicant's comments in its response to our Rule 6 letter (AS-008), final signed versions of the SoCGs listed below are requested to be submitted by **Deadline 4** in the Examination Timetable (29 January 2019).

- A. **Natural England**
- B. **Historic England**
- C. **The Environment Agency**
- D. **The Marine Management Organisation**
- E. **Suffolk County Council and Waveney District Council**
- F. **The Broads Authority**
- G. **Associated British Ports**
- H. **Highways England**

**All of the SoCGs listed above should cover the Articles and Requirements in the dDCO.** Any Interested Party seeking for an Article or Requirement to be reworded should provide in the SoCG the form of words which are being sought.

Where a particular SoCG cannot be agreed between the parties by **Deadline 4**, or in so far as any local authority position represents an officer level view only, draft versions of that SoCG are requested to be submitted **by the Applicant to Deadline 4**. The position of the relevant Interested Parties should then be confirmed in the course of the Examination.

## **5. Local Impact Reports (LIRs)**

A LIR is a report in writing giving details of the likely impact of a Proposed Development on a local authority's area (or any part of that area). For more information about the importance and content of LIRs see our Advice Note One: Local Impact Reports<sup>4</sup>.

Local authorities<sup>5</sup> are invited to submit LIRs by **Deadline 3** in the Examination Timetable (8 January 2019).

## **6. Accompanied Site Inspection (ASI)**

### ***The Applicant***

The Applicant is requested to prepare a draft itinerary for the ASI for submission to **Deadline 3** in the Examination Timetable. The itinerary should include those locations where the most significant impacts are predicted to arise as result of the Proposed Development.

### ***Other Interested Parties***

In providing notification to the Planning Inspectorate of a wish to attend the ASI at **Deadline 2**, Interested Parties can include suggestions for inclusion in the itinerary

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<sup>4</sup> Available at: <https://infrastructure.planninginspectorate.gov.uk/legislation-and-advice/advice-notes/>

<sup>5</sup> Defined in s56A of the Planning Act 2008

of particular points of interest/ physical features that they wish the ExA to inspect. We will consider these suggestions before the final itinerary is published on **14 January 2019**.

The Interested Parties attending the ASI will include representatives of the Applicant, Suffolk County Council (as Statutory Party) and Waveney District Council, together with other Interested Parties (or their representatives).

It will be necessary to limit the numbers of persons who accompany us for logistical and safety reasons, but it should be possible for arrangements to be made for Interested Parties (or their representatives) to join the inspection at specified locations within the itinerary. After the itinerary is published, please contact the Case Team if you wish to meet the inspection at a specific location within the itinerary, or at a new location, as proposed in your comments.

Interested Parties should be aware that **ASIs are not an opportunity to make any oral representations to the ExA about the Proposed Development**. However, we may invite participants to indicate specific features or sites of interest.

Formal notice of the time and meeting place for the ASI will be issued by the Planning Inspectorate on **14 January 2019**.

## **7. Book of Reference**

The Applicant is requested to submit an updated Book of Reference to the Examination, reconciling the s59 certificate submitted on 10 October 2018, by **Deadline 3** in the Examination Timetable (8 January 2019).

## **8. Open Floor Hearing (OFH)**

At the Preliminary Meeting, the Applicant informed the Case Team that it had not carried out its duties under Regulation 13 of The Infrastructure Planning (Examination Procedure) Rules 2010 in respect of providing notification about the OFH held in the afternoon of 5 December 2018.

We have considered this circumstance and for the following reasons are satisfied that no Interested Parties have been, or will be, unduly prejudiced by this oversight:

- The OFH was notified by the ExA its Rule 6 letter dated 6 November 2018.
- The OFH was not caused to be held by an Interested Party under s93(2) of the PA2008.
- At least one further OFH will be held in the course of the Examination which will be properly notified to Interested Parties and the public in accordance with Rule 13 of The Infrastructure Planning (Examination Procedure) Rules 2010.

## Requests to appear and procedure to be followed at hearings

The Examination Timetable reserves the following periods for hearings:

- 13 to 15 February 2019.
- 7 to 10 May 2019.

At least one Issue Specific Hearing, dealing with the draft Development Consent Order, will be held during these periods.

## Requests to appear at hearings

Interested Parties are required to notify the Examining Authority (ExA) in writing of their wish to take part in an Open Floor Hearing (OFH) or Compulsory Acquisition Hearing (CAH). Requests in this regard should be received from Interested Parties on or before 4 January 2019 (**Deadline 2**).

If no written requests to take part in a CAH are received by the above deadline, we are not required to hold such a hearing; although we may choose to do so nonetheless. As per **item 8** in **Annex B** of this letter, irrespective of whether a request(s) to be heard at a subsequent OFH is received, at least one further OFH will be held in the course of the Examination.

We may also choose to hold Issue Specific Hearings (ISH) about topics that we think need to be explored orally.

The time, date and place of any confirmed hearing will be notified in writing to all Interested Parties, providing at least 21 days' notice.

If an Interested Party wishes to attend an OFH or ISH they should indicate which topics in their Relevant Representation or Written Representation they wish to address at the hearing. Similarly, any Affected Person wishing to attend a CAH should identify clearly the plots of land about which they wish to speak.

Notifications from Interested Parties in respect of the above should be sent separately from any other written submission, and appropriately titled to allow us to quickly identify which event the notification relates to.

## Procedure at hearings

The procedure to be followed at hearings is set out in The Infrastructure Planning (Examination Procedure) Rules 2010<sup>1</sup>. Any oral representations must be based on either the Relevant Representation or Written Representation made by the person by whom, or on whose behalf, the oral representations are made.

The ExA is responsible for the oral questioning of a person giving evidence and the process affords very limited scope to allow cross-questioning between parties<sup>2</sup>. Our examination will be principally undertaken through the exchange of written submissions, and we will decide whether a hearing on a particular issue or topic is

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<sup>1</sup> Rule 14

<sup>2</sup> Rule 14(5)

necessary. This decision is not connected to how relevant or important we consider an issue or topic to be.

**Hearing agendas**

We will aim to publish a draft agenda for each hearing on the project webpage on the National Infrastructure Planning website at least five working days in advance of the hearing date. The actual agenda on the day of each hearing may be subject to change at the discretion of the ExA.

## Availability of representations and application documents

The application documents and Relevant Representations are available on the project webpage on the National Infrastructure Planning website:

<https://infrastructure.planninginspectorate.gov.uk/projects/eastern/lake-lothing-third-crossing/?ipcsection=overview>

All further documents submitted in the course of the Examination will also be published at the above location.

For ease of navigation, please refer to the Examination Library (EL) which is accessible via a blue button under the 'Documents' tab, or directly here:

<https://infrastructure.planninginspectorate.gov.uk/document/TR010023-000447>. The EL is updated regularly throughout the Examination.

The EL records and provides a hyperlink to:

- each application document;
- each representation made to the Examination; and
- each Procedural Decision made by the Examining Authority.

Each document is given a unique reference which will be fixed for the duration of the Examination. A hyperlink to each document on the project webpage is also provided. Please use the unique reference numbers applied in the EL when referring to any Examination Documents in any future submissions that you make.

Documents can be viewed electronically, free of charge, at the following locations. Please note that you may need to bring a form of identification to use a computer at these locations.

### Electronic deposit locations:

| Local authority        | Library  | Opening hours  |
|------------------------|--|--|
| Suffolk County Council | <b>Kessingland Library</b><br>Marram Green, Hall Road<br>Kessingland Suffolk, NR33 7AH<br>Tel: 01502 741212<br>Email: <a href="mailto:help@suffolklibraries.co.uk">help@suffolklibraries.co.uk</a> | Monday: Closed<br>Tuesday: 2.30pm – 7pm<br>Wednesday: 10am – 5pm<br>Thursday: Closed<br>Friday: 10am – 5pm<br>Saturday: 9.30am – 1pm<br>Sunday: 10am – 3pm |
|                        | <b>Lowestoft Library</b><br>Clapham Road South,<br>Lowestoft Suffolk, NR32 1DR<br>Tel: 01502 674660  | Monday: 9am – 6pm<br>Tuesday: 9am – 7pm<br>Wednesday: 9am – 6pm<br>Thursday: 9am – 7pm   |

**Annex D**

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|---|--|--|
|   | Email:<br><a href="mailto:help@suffolklibraries.co.uk">help@suffolklibraries.co.uk</a>   | Friday: 9am – 6pm<br>Saturday: 9am – 5pm<br>Sunday: 10am – 4pm   |
|   | <b>Oulton Broad Library</b><br>Bridge Road, Lowestoft,<br>Suffolk, NR32 3LR<br>Tel: 01502 583135<br>Email:<br><a href="mailto:help@suffolklibraries.co.uk">help@suffolklibraries.co.uk</a> | Monday: 10am – 12pm<br>Tuesday: 10am – 1pm<br>and 2pm – 5pm<br>Wednesday: 10am – 1pm<br>and 2pm – 5pm<br>Thursday: 10am – 1pm<br>and 2pm – 5pm<br>Friday: 10am – 1pm and<br>2pm – 6pm<br>Saturday: 10am – 1pm<br>and 2pm – 5pm<br>Sunday: 11am – 4pm |
| <b>Printing Costs (all libraries):</b>  | <b>Black and White</b>   | <b>Colour</b>  |
| <b>A4</b>   | Singled-sided 20p<br>Double-sided 30p  | Single-sided 50p<br>Double-sided 80p   |
| <b>A3</b>   | Singled-sided 30p<br>Double-sided 50p  | Singled-sided £1.00<br>Double-sided £1.60  |
| <b>Link to all council library locations:</b>   |  |  |
| <a href="https://www.suffolklibraries.co.uk/">https://www.suffolklibraries.co.uk/</a> |  |  |