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Josh Hodder  
Project Manager  
Highways England

Your Ref:

By email

Our Ref: TR010026

Date: 27 September 2018

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Dear Mr Hodder

## **Planning Act 2008 – Section 51**

### **Application by Highways England for an Order Granting Development Consent for the A30 Chiverton to Carland Cross Scheme**

#### **Advice following issue of decision to accept the application for Examination**

On 27 September 2018 the Secretary of State decided that the application for the above project satisfied the acceptance tests under section 55 of the Planning Act 2008 (PA2008). The Planning Inspectorate's s55 Acceptance of Applications Checklist (the Checklist) has been published and made available on the project page of the National Infrastructure Planning website.

In undertaking checks at the Acceptance stage the Planning Inspectorate made some observations in relation to the application. This letter comprises advice to the Applicant, provided under section 51 of PA2008, in respect of those observations. The Applicant should pay attention to its content and consider how appropriate action might be taken in response.

#### **Section 42(1)(a) persons**

As detailed in the published Checklist (Box 6), there are a number of potentially relevant bodies which, on the basis of the information provided by the Applicant, do not appear to have been consulted at the Pre-Application stage. These are:

- Energy Assets Networks Limited
- Energy Assets Power Networks Limited
- Fulcrum Energy Assets Limited

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- Murphy Power Distribution Limited
- Vattenfall Networks Limited

Unless there is a good reason in each case why the Applicant considers that these bodies are not relevant to the Proposed Development, the Applicant is advised to include these bodies in the notification process for the accepted application. This should highlight the opportunities to become involved in the Examination of the application. In particular notification should explain the process by which they may make Relevant Representations during the advertised period.

### **Draft Development Consent Order**

It is noted in the Checklist (Box 30: Regulation 5(2)(b)) that there are some inconsistencies between the Draft Development Consent Order and the Works Plans and the Rights of Way and Access Plans. The Applicant is advised to carry out a full review of the cross-references between these documents to ensure that all information is recorded accurately.

### **Book of Reference**

A number of discrepancies have been noted in the Checklist in relation to the Book of Reference (Box 30: Regulations 5(2)(d)). The Applicant is advised to carry out a full review of the Book of Reference to ensure accurate descriptions of plot locations and cross-references with the Land Plans, the Statement of Reasons and the Development Consent Order.

### **Statement of Reasons**

It is noted in the Checklist (Box 30: Regulation 5(2)(h)) that there is an inconsistency with the title of Table 1-1 in Appendix A and that there are a number of plots listed in Tables 1-1, 1-2 and 1-3 with no corresponding work number. The Applicant is advised to carry out a full review of the Statement of Reasons.

### **Land Plans**

It is noted in the Checklist (Box 30: Regulation 5(2)(i)) that there is some uncertainty over some small areas of land demarcated in red. The Applicant is advised to review its drafting of the land plans to ensure there is no uncertainty in identification of plots.

With regard to inset C on sheet 5 the Applicant is advised to provide a Land Plan and Works Plan that clearly identifies the location of plot 5/11b in relation to the rest of the scheme and the works for which it is required.

### **Special Category Land Plans**

Some minor discrepancies have been noted in the Checklist (Box 30: Regulation 5(2)(i)). The Applicant is advised to carry out a full review of the plans and the cross-references between these, the Land Plans, the Book of Reference and the Statement of Reasons.

## **Works Plans**

A number of discrepancies have been noted in the Checklist (Box 30: Regulation 5(2)(i)). The application has been accepted on the basis of the Land and Works plans submitted for development within the Development Consent Order boundary. The appointed Examining Authority is likely to require an explanation regarding works that appear to extend beyond the boundary. The Applicant is advised to check the works plans to ensure that there are no errors and that all works are clearly identified.

## **Rights of Way and Access Plans**

A minor discrepancy has been noted in the Checklist (Box 30: Regulation 5(2)(i)). The Applicant is advised to carry out a full review of the cross-references between the plans and the draft Development Consent Order to ensure that all information is recorded accurately.

## **Submission of updated documents**

The appointed Examining Authority (ExA) is likely to formally request updated versions of the documents referred to above at the Pre-examination stage. The Applicant is therefore advised to start its review and update of those documents without delay with a view to updated versions being ready to be made available to the ExA at the appropriate time.

I trust you find this advice helpful, however if you have any queries about the matters raised please do not hesitate to contact our office using the contact details at the head of this letter.

Yours sincerely

*Siân Evans*

**Siân Evans**  
**Case Manager**