



The Planning Inspectorate
Yr Arolygiaeth Gynllunio

Section 55

Acceptance of Applications Checklist

Appendix 3 of [Advice Note Six: Preparation and submission of application documents](#)

M25 Junction 10/A3 Wisley Interchange TR010030 Section 55 Acceptance of Applications Checklist

Section 55 of the Planning Act 2008 can be viewed at [legislation.gov.uk](http://www.legislation.gov.uk), here:

<http://www.legislation.gov.uk/ukpga/2008/29/section/55>

DISCLAIMER: This Checklist is for information only and is not a formal application document. It is a non-statutory checklist for the Planning Inspectorate to complete. Completion or self-assessment by the Applicant does not hold weight at the Acceptance stage. Unless specified, **all references to the Planning Inspectorate are made in relation to functions being carried out on behalf of the Secretary of State for Housing, Communities and Local Government.**

| Section 55(2) Acceptance of Applications | | | | |
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| 1 | Within 28 days (starting day after receipt) the Planning Inspectorate must decide whether or not to accept the application for Examination. | Date received | 28 day due date | Date of decision |
| | | 19 June 2019 | 17 July 2019 | 17 July 2019 |
| Section 55(3) – the Planning Inspectorate may only accept an application if it concludes that: | | Planning Inspectorate comments | | |
| Section 55(3)(a) and s55(3)(c): It is an application for an order granting development consent | | | | |
| 2 | Is the development a Nationally Significant Infrastructure Project ¹ (NSIP) (or does it form part of an NSIP); and does the application state on the face of it that it is an application for a Development Consent Order ² (DCO) under the Planning Act 2008 (the PA2008), or equivalent words? Does the application specify the development to which it relates (ie which category or categories in ss14 to 30 does the Proposed | <p>Yes</p> <p>The Proposed Development set out in Schedule 1 of the Draft DCO (Doc 3.1) includes development falling within the categories in s14 and s22 of the PA2008.</p> <p>This is consistent with the summary provided in section 4 of the Application Form (Doc 1.3) and section 2 of the Explanatory Memorandum (Doc 3.2).</p> | | |

¹ NSIP is defined generally in s14 with the detailed thresholds for each of the specified categories being set out in ss15 to 30

² Development consent is required for development to the extent that the development is or forms part of an NSIP (s31 of the PA2008)

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| | Development fall)? If the development does not fall within the categories in ss14 to 30, has a direction been given by the Secretary of State under s35 of the PA2008 for the development to be treated as development for which development consent is required? | |
| 3 | Summary: Section 55(3)(a) and s55(3)(c) | The Planning Inspectorate is satisfied that the Draft DCO (Doc 3.1) includes development for which development consent is required. |
| Section 55(3)(e): The Applicant in relation to the application made has complied with Chapter 2 of Part 5 (pre-application procedure) | | |
| 4 | In accordance with the EIA Regulations ³ , did the Applicant (prior to carrying out consultation in accordance with s42) either (a) request the Planning Inspectorate adopt a Screening Opinion in respect of the development to which the application relates, or (b) notify the Planning Inspectorate in writing that it proposed to provide an Environmental Statement in respect of that development? | Yes On 8 December 2017 the Applicant notified the Planning Inspectorate in accordance with Regulation 8(1)(b) of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 of its intention to provide an Environmental Statement (ES) in respect of the Proposed Development. The notification was received before the start of statutory consultation on 12 February 2018, for which letters were sent on 9 February 2018. A copy of the notification letter is provided at Annex B of the Consultation Report (Doc 5.1) . |
| 5 | Have any Adequacy of Consultation Representations ⁴ been received from 'A', 'B', 'C' and 'D' local authorities; and if so do they confirm that the Applicant has complied with the duties under s42, s47 and s48? | Yes There are 25 host and neighbouring authorities, of which 13 responded to the Planning Inspectorate's invitation to make an Adequacy of Consultation Representation (AoCR). All responding authorities confirmed in their AoCR that either the Applicant had complied with its duties under s42, s47 and s48 of the PA2008 and/or that their |

³ Regulation 8 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (2017 EIA Regulations), or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 6 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2009 (2009 EIA Regulations)

⁴ Section 55(4) of the PA2008 provides that the Planning Inspectorate must have regard to the Consultation Report, and any Adequacy of Consultation Representations received

authority had no comments/objections to make. These local authorities were:

'A' authorities

- Mole Valley District Council
- Rushmoor Borough Council
- Spelthorne Borough Council

'B' authorities

- Elmbridge Borough Council
- Guildford Borough Council

'C' authority

- Surrey County Council

'D' authorities

- East Sussex County Council
- South Downs National Park Authority
- London Borough of Sutton
- Royal Borough of Windsor and Maidenhead
- Hampshire County Council
- London Borough of Hounslow
- Bracknell Forest Council

All AoCRs received have been carefully considered and are available to view on the National Infrastructure Planning website:

<https://infrastructure.planninginspectorate.gov.uk/projects/south-east/m25-junction-10a3-wisley-interchange-improvement/?ipcsection=docs>

Section 42: Duty to consult

Did the Applicant consult the applicable persons set out in s42 of the PA2008 about the proposed application?

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| 6 | Section 42(1)(a) persons prescribed ⁵ ? | <p>Yes</p> <p>The Applicant has provided a list of persons consulted under s42(1)(a) at Annex D of the Consultation Report (Doc 5.1).</p> <p>A sample of the letter sent to s42(1)(a) consultees is provided at Annex E of the Consultation Report (Doc 5.1). Letters were sent on 9 February 2018 opening the consultation on 12 February 2018.</p> <p>The Planning Inspectorate has identified the following parties based on a precautionary interpretation of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (the APFP Regulations) that were not consulted by the Applicant under s42:</p> <ul style="list-style-type: none"> • ESP Pipelines Ltd <p>The Applicant's Consultation Report (Doc 5.1) does not explain why the body identified above has not been consulted. However, it is noted that the licences held by this body cover Great Britain or various smaller areas and the operational areas are not clear from information in the public domain.</p> <p>The body listed above has not been identified by the Applicant as having an interest in the Order lands and is not listed in the Book of Reference (Doc 4.3).</p> <p>Section 51 advice has been issued to the Applicant in respect of the above matter: https://infrastructure.planninginspectorate.gov.uk/projects/south-east/m25-junction-10a3-wisley-interchange-improvement/?ipcsection=advice</p> |
| 7 | Section 42(1)(aa) the Marine Management Organisation ⁶ ? | N/a |

⁵ Statutory consultees set out in Schedule 1 of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (APFP Regulations)

⁶ In any case where the Proposed Development would affect, or would be likely to affect, any of the areas specified in s42(2) of the PA2008

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| 8 | Section 42(1)(b) each local authority within s43 ⁷ ? | <p>Yes</p> <p>Paragraphs 2.4.1 and 2.4.2 of the Consultation Report (Doc 5.1) lists the relevant local authorities that were identified and consulted under s43 and s42(1)(b) on 9 February 2018.</p> <p>The host 'B' authorities were consulted:</p> <ul style="list-style-type: none"> • Elmbridge Borough Council • Guildford Borough Council <p>The host 'C' authority was consulted:</p> <ul style="list-style-type: none"> • Surrey County Council <p>The boundary 'A' authorities were consulted:</p> <ul style="list-style-type: none"> • Mole Valley District Council • Runnymede Borough Council • Rushmoor Borough Council • Spelthorne Borough Council • Surrey Heath Borough Council • Waverley Borough Council • Woking Borough Council • London Borough of Richmond (also a 'D' authority) • Royal Borough of Kingston upon Thames (also a 'D' authority) <p>The boundary 'D' authorities were consulted:</p> <ul style="list-style-type: none"> • Bracknell Forest Council |
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⁷ Definition of 'local authority' in s43(3) of the PA2008: The 'B' authority where the application land is in the authority's area; the 'A' authority where any part of the boundary of A's area is also a part of the boundary of B's area; the 'C' authority (upper tier) where the application land is in that authority's area; the 'D' authority (upper tier) where such an authority shares a boundary with a 'C' authority

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| | | <ul style="list-style-type: none"> • East Sussex County Council • Hampshire County Council • Kent County Council • London Borough of Bromley • London Borough of Croydon • London Borough of Hillingdon • London Borough of Hounslow • London Borough of Sutton • Slough Borough Council • South Downs National Park Authority • Royal Borough of Windsor and Maidenhead • West Sussex County Council <p>A sample of the letter sent to s42(1)(b) relevant authorities is provided at Annex E of the Consultation Report (Doc 5.1).</p> |
| 9 | Section 42(1)(c) the Greater London Authority (if in Greater London area)? | <p>Yes</p> <p>GLA was included in the consultation letters sent on 9 February 2018. A sample of the letter is provided at Annex E of the Consultation Report (Doc 5.1).</p> |
| 10 | Section 42(1)(d) each person in one or more of s44 categories ⁸ ? | <p>Yes</p> <p>Paragraphs 4.2.5 and 4.4.2 of the Consultation Report (Doc 5.1) states that all persons identified under s42(1)(d) were consulted on 9 February 2018.</p> <p>Paragraphs 4.2.4 to 4.2.6 of the Consultation Report (Doc 5.1) summarise how the Applicant made diligent inquiry to seek to identify and consult persons with an interest in</p> |

⁸ Category 1: owner, lessee, tenant or occupier of land; Category 2: person interested in the land or has power to sell and convey the land or to release the land; Category 3: persons who would or might be entitled to make a relevant claim. There is no requirement on the Planning Inspectorate to check the accuracy of the list(s) provided or whether the Applicant has made diligent inquiry

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| | | <p>lands affected by the Draft DCO (Doc 3.1). The full methodology undertaken by the Applicant is provided in Paragraphs 4.3 to 4.7 of the Statement of Reasons (Doc 4.1).</p> <p>The Applicant's Book of Reference (Doc 4.3) lists the persons consulted under s42(1)(d).</p> <p>Paragraph 6.2.4 of the Consultation Report (Doc 5.1) indicates that despite diligent inquiry, very shortly before the submission of the application, four additional land interests were identified. The Applicant has advised that the parties have been included in the Book of Reference (Doc 4.3) and will be notified once the application has been accepted, to enable them, if they wish to engage with the examination of the application. The Planning Inspectorate has issued s51 advice regarding this matter.</p> <p>A sample of the letter is provided at Annex E of the Consultation Report (Doc 5.1).</p> |
| Section 45: Timetable for s42 consultation | | |
| 11 | <p>Did the Applicant notify s42 consultees of the deadline for receipt of consultation responses; and if so was the deadline notified by the Applicant 28 days or more starting with the day after receipt of the consultation documents?</p> | <p>Yes</p> <p>A sample of the letter sent to s42 consultees is provided at Annex E of the Consultation Report (Doc 5.1).</p> <p>The sample letter dated 9 February 2018 confirmed that consultation commenced on 12 February 2018 and closed on 26 March 2018, providing more than the required minimum time for receipt of responses.</p> |
| Section 46: Duty to notify the Planning Inspectorate of proposed application | | |
| 12 | <p>Did the Applicant supply information to notify the Planning Inspectorate of the proposed application; and if so was the information supplied to the Planning Inspectorate on or before the date it was sent to the s42 consultees? Was this done on or before commencing consultation under s42?</p> | <p>Yes</p> <p>The Applicant gave notice under s46 on 8 February 2018, which was before the beginning of s42 consultation.</p> <p>A copy of the s46 notification letter is provided at Annex F of the Consultation Report (Doc 5.1) and a copy of s46 notification acknowledgement letter from the Planning Inspectorate can be found on the Planning Inspectorate website, here.</p> |
| Section 47: Duty to consult local community | | |

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| 13 | Did the Applicant prepare a Statement of Community Consultation (SoCC) on how it intended to consult people living in the vicinity of the land? | <p>Yes</p> <p>A copy of the final SoCC is provided at Annex C of the Consultation Report (Doc 5.1).</p> |
| 14 | Were 'B' and (where relevant) 'C' authorities consulted about the content of the SoCC; and if so was the deadline for receipt of responses 28 days beginning with the day after the day that 'B' and (where applicable) 'C' authorities received the consultation documents? | <p>Yes</p> <p>The Applicant sent the draft SoCC to Guildford Borough Council and Elmbridge Borough Council ('B Authorities') and Surrey County Council ('C' authority) on 29 November 2017 and set a deadline of 11 January 2018 for responses; providing more than the required minimum time for responses to be received.</p> |
| 15 | Has the Applicant had regard to any responses received when preparing the SoCC? | <p>Yes</p> <p>Tables 3.2, 3.3 and 3.4 of the Consultation Report (Doc 5.1) provides a summary of the consultation responses from Elmbridge Borough Council, Guildford Borough Council and Surrey County Council in respect of the draft SoCC and demonstrates how the Applicant had regard to their content.</p> <p>Examples of changes from the draft SoCC to the final SoCC include:</p> <ul style="list-style-type: none"> • The addition of Appendix A: a map of the consultation boundary and the rationale for the boundary. • Updated wording to reflect that those who register on the scheme website will receive notifications in future. • Wording within the SoCC updated to clarify that local stakeholder forums will be contacted in advance. <p>The Planning Inspectorate is satisfied that the Applicant had regard to the responses received when preparing the SoCC.</p> |
| 16 | Has the SoCC been made available for inspection in a way that is reasonably convenient for people living in the vicinity of the land; and has a notice been published in a newspaper circulating in the vicinity of the land which states where and when the SoCC can | <p>Yes</p> <p>The final SoCC was made available at the following locations, which are reasonably convenient having regard to the location of the Proposed Development:</p> <ul style="list-style-type: none"> • Guildford Borough Council, Millmead House, Millmead, Guildford, Surrey |

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| <p>be inspected?</p> | <p>GU2 4BB</p> <ul style="list-style-type: none"> • Elmbridge Borough Council, Civic Centre, High Street, Esher, Surrey KT10 9SD • Surrey County Council, County Hall, Penrhyn Road, Kingston upon Thames, Surrey KT1 2DW • Cobham Library, The Cedar Centre, Cedar Road, Cobham, Surrey KT11 2AE • Horsley Library, Parade Court, Ockham Road South, East Horsley, Surrey KT24 6QR • Byfleet Community Library, High Road, Byfleet, Surrey KT14 7QN • West Byfleet Library, The Corner, West Byfleet, Surrey, KT14 6NY • Addlestone Library, Runnymede Civic Centre, Station Road, Addlestone, Surrey KT15 2AF • Woking Library, Gloucester Walk, Woking, Surrey GU21 6EP • Walton Library, 54 The Heart, Walton on Thames, Surrey, KT12 1GH. <p>A notice stating when and where the final SoCC could be inspected was published in:</p> <ul style="list-style-type: none"> • Surrey Advertiser on 2 and 9 February 2018. <p>The published SoCC notice, provided at Annex C of the Consultation Report (Doc 5.1) states where and when the final SoCC was available to inspect.</p> <p>A clipping of the published advertisement is provided at Annex F of the Consultation Report (Doc 5.1).</p> |
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| 17 | Does the SoCC set out whether the development is EIA development ⁹ ; and does it set out how the Applicant intends to publicise and consult on the Preliminary Environmental Information? | <p>Yes</p> <p>Paragraph 3 of the final SoCC at Annex C of the Consultation Report (Doc 5.1) sets out that the development is EIA development and sets out how the Applicant intended to publicise and consult on the Preliminary Environmental Information.</p> |
| 18 | Has the Applicant carried out the consultation in accordance with the SoCC? | <p>Yes</p> <p>Table 3.5 of the Consultation Report (Doc 5.1) sets out how the Applicant has complied with the commitments set out in the final SoCC.</p> <p>Annexes F, G, J and K of the Consultation Report (Doc 5.1) provide evidence that the commitments within the final SoCC have been carried out, such as:</p> <ul style="list-style-type: none"> - Leaflet distribution to local area (c.90,000 premises). - Consultation material on scheme website. - Published notices in newspapers. - Meetings with host authorities. - Public information events, which were well publicised. |
| Section 48: Duty to publicise the proposed application | | |
| 19 | Did the Applicant publicise the proposed application in the prescribed manner set out in Regulation 4(2) of the APFP Regulations? | <p>Paragraph 5.14 of the Consultation Report (Doc 5.1) states:</p> <p>“A notice was published, in accordance with the APFP Regulations, in the public notice section of a national newspaper, the London Gazette and in a local newspaper for two consecutive weeks. Highways England published the notice in The Times (circulation 435,061) and The London Gazette (no circulation data, online only) nationally and in the Surrey Advertiser (average readership for the Surrey Advertiser is 67,317 and www.getsurrey.co.uk monthly unique users 1,022,492 monthly unique browsers, Source: Publisher) for two consecutive weeks.”</p> <p>Table 5.25 of the Consultation Report (Doc 5.1) displays the newspapers and dates</p> |

⁹ Regulation 12 of the 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 10 of the 2009 EIA Regulations

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| | | of s48 publicity as set out below. A copy of the s48 notice and clippings of the published notices set out below are provided at Annex F of the Consultation Report (Doc 5.1) . | | | |
| | | Newspaper(s) | Date | | |
| a) | for at least two successive weeks in one or more local newspapers circulating in the vicinity in which the Proposed Development would be situated; | <ul style="list-style-type: none"> Surrey Advertiser | 2 February 2018 9 February 2018 | | |
| b) | once in a national newspaper; | <ul style="list-style-type: none"> The Times | 9 February 2018 | | |
| c) | once in the London Gazette and, if land in Scotland is affected, the Edinburgh Gazette; and | <ul style="list-style-type: none"> London Gazette | 9 February 2018 | | |
| d) | where the proposed application relates to offshore development – (i) once in Lloyds List; and (ii) once in an appropriate fishing trade journal? | n/a | n/a | | |
| 20 | Did the s48 notice include the required information set out in Regulation 4(3) of APFP Regulations? | Yes The published s48 notice, supplied at Annex F of the Consultation Report (Doc 5.1) , contains the required information as set out below: | | | |
| | | Information | Paragraph | | |
| a) | the name and address of the Applicant. | 1 | b) | a statement that the Applicant intends to make an application for development consent to the Secretary of State | 1 |
| c) | a statement as to whether the application is EIA development | 4 | d) | a summary of the main proposals, specifying the location or route of the Proposed Development | 2 |

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| e) | a statement that the documents, plans and maps showing the nature and location of the Proposed Development are available for inspection free of charge at the places (including at least one address in the vicinity of the Proposed Development) and times set out in the notice | 5 and table | f) | the latest date on which those documents, plans and maps will be available for inspection | 8 |
| g) | whether a charge will be made for copies of any of the documents, plans or maps and the amount of any charge | 7 | h) | details of how to respond to the publicity | 8 and 9 |
| i) | a deadline for receipt of those responses by the Applicant, being not less than 28 days following the date when the notice is last published | 11 | | | |
| 21 | Are there any observations in respect of the s48 notice provided above? | | | | |
| | <p>Yes</p> <p>The layout of the section 48 notice is different in all newspapers and the above paragraph references relate to the one published in The Times.</p> | | | | |
| 22 | Has a copy of the s48 notice been sent to the EIA consultation bodies and to any person notified to the Applicant in accordance with the EIA Regulations ¹⁰ ? | <p>Yes</p> <p>A copy of the s48 notice was sent to the EIA consultation bodies as part of the s42 consultation, as confirmed on page 6 and para 5.14.2 of the Consultation Report (Doc 5.1).</p> <p>A sample of the s42 consultation letter provided at Annex E of the Consultation Report (Doc 5.1) confirms a copy of the s48 notice was enclosed.</p> | | | |
| s49: Duty to take account of responses to consultation and publicity | | | | | |

¹⁰ Regulation 13 of the 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 11 of the 2009 EIA Regulations

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| 23 | Has the Applicant had regard to any relevant responses to the s42, s47 and s48 consultation? | <p>Yes</p> <p>Table E.2, sections 4.10 – 12, 5.11 – 12 and Annexes H and I of the Consultation Report (Doc 5.1) sets out how the Applicant had regard to the consultation responses received; including whether or not responses led to changes to the application.</p> <p>The actions informed by the consultation responses appear to be reflected in the final form of the application as submitted. Where a particular response has not led to a change in the application, it is sufficiently clear that regard was had to it.</p> |
| Guidance about pre-application procedure | | |
| 24 | To what extent has the Applicant had regard to statutory guidance 'Planning Act 2008: Guidance on the pre-application process' ¹¹ ? | <p>Paragraph 9.2 and Table 9.1 of the Consultation Report (Doc 5.1) states that the Applicant has taken into consideration all relevant statutory and other guidance.</p> <p>Having reviewed the application, the Planning Inspectorate is satisfied that it appears that the Applicant has identified and had regard to the relevant statutory guidance.</p> |
| 25 | Summary: Section 55(3)(e) | <p>The Applicant has complied with Chapter 2 of Part 5 (pre-application procedure) of the PA2008.</p> <p>In respect of the minor consultation discrepancies identified, s51 advice has been provided to the Applicant how to remedy these, available here:</p> <p>https://infrastructure.planninginspectorate.gov.uk/projects/south-east/m25-junction-10a3-wisley-interchange-improvement/?ipcsection=advice</p> |
| s55(3)(f) and s55(5A): The application (including accompaniments) achieves a satisfactory standard having regard to the extent to which it complies with section 37(3) (form and contents of application) and with any standards set under section 37(5) and follows any applicable guidance under section 37(4) | | |
| 26 | <p>Is it made in the prescribed form as set out in Schedule 2 of the APFP Regulations, and does it include:</p> <ul style="list-style-type: none"> • a brief statement which explains why it falls | <p>Yes</p> <p>Section 4 of the Application Form (Doc 1.3) explains why the development falls within the remit of the Planning Inspectorate.</p> |

¹¹ The Planning Inspectorate must have regard to the extent to which the Applicant has had regard to guidance issued under s50

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| | <p>within the remit of the Planning Inspectorate; and</p> <ul style="list-style-type: none"> a brief statement that clearly identifies the location of the application site, or the route if it is a linear scheme? | <p>Section 5 of the Application Form (Doc 1.3) provides a brief non-technical description of the site and section 6 provides the location of the Proposed Development.</p> <p>A Location Plan (Doc 2.1) has been provided.</p> |
| 27 | Is it accompanied by a Consultation Report? | <p>Yes</p> <p>The application is accompanied by a Consultation Report (Doc 5.1).</p> |
| 28 | Where a plan comprises three or more separate sheets, has a key plan been provided showing the relationship between the different sheets? ¹² | <p>Yes</p> <p>2.2 Land Plans</p> <p>2.3 Works Plans</p> <p>2.4 Streets, Rights of Way and Access Plans</p> <p>2.5 Special Category Land Plans</p> <p>2.6 Crown Land Plans</p> <p>2.7 Speed Limits and Traffic Reg Plans</p> <p>2.8 Scheme Layout Plans</p> <p>2.9 Engineering Drawings and Sections</p> <p>2.10 Temporary Works Plans</p> <p>2.11 Nature Conservation Sites and Features</p> <p>2.12 Historic Sites and Features</p> |
| 29 | Is it accompanied by the documents and information set out in APFP Regulation 5(2)? | <p>Yes</p> <p>The documents and information required by APFP Regulation 5(2) are set out in the documents and locations within the application as listed below:</p> |

¹² Regulation 5(4) of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009

| Information | | Document | Information | | Document |
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| a) | Where applicable, the Environmental Statement required under the EIA Regulations ¹³ and any scoping or screening opinions or directions | Environmental Statement (Doc 6.3) Volume 1 Chapter 1-17 Volume 2 Appendices Volume 3 Figures Volume 4 NTS | b) | The draft Development Consent Order (DCO) | Draft Development Consent Order (Doc 3.1) |
| | Is this of a satisfactory standard? | Yes | | Is this of a satisfactory standard? | Yes |
| c) | An Explanatory Memorandum explaining the purpose and effect of provisions in the draft DCO | Explanatory Memorandum (Doc 3.2) | d) | Where applicable, a Book of Reference (where the application involves any Compulsory Acquisition) | Book of Reference (Doc 4.3) |
| | Is this of a satisfactory standard? | Yes | | Is this of a satisfactory standard? | Yes (with minor discrepancies as noted in Box 30) |
| e) | A copy of any Flood Risk Assessment | Flood Risk Assessment (Doc 5.5) | f) | A statement whether the proposal engages one or more of the matters set out in section 79(1) of the Environmental Protection Act 1990 (statutory nuisances) and if so how the Applicant proposes to mitigate or limit them | Statutory Nuisances Statement (Doc 5.2) |

¹³ The 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, the 2009 EIA Regulations

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| | Is this of a satisfactory standard? | Yes | | Is this of a satisfactory standard? | Yes |
| h) | A Statement of Reasons and a Funding Statement (where the application involves any Compulsory Acquisition) | Statement of Reasons (Doc 4.1) Funding Statement (Doc 4.2) | i) | A Land Plan identifying:- (i) the land required for, or affected by, the Proposed Development; (ii) where applicable, any land over which it is proposed to exercise powers of Compulsory Acquisition or any rights to use land; (iii) any land in relation to which it is proposed to extinguish easements, servitudes and other private rights; and (iv) any special category land and replacement land | Land Plans (Doc 2.2) Special Category Land Plans (Doc 2.5) |
| | Is this of a satisfactory standard? | Yes (with minor discrepancies as noted in Box 30). | | Is this of a satisfactory standard? | Yes (with minor discrepancies as noted in Box 30). |
| j) | A Works Plan showing, in relation to existing features:- (i) the proposed location or (for a linear scheme) | Works Plans (Doc 2.3) | k) | Where applicable, a plan identifying any new or altered means of access, stopping up of streets or roads or any diversions, | Streets, Rights of Way and Access Plans (Doc 2.4) |

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| | <p>the proposed route and alignment of the development and works; and</p> <p>(ii) the limits within which the development and works may be carried out and any limits of deviation provided for in the draft DCO</p> | | | <p>extinguishments or creation of rights of way or public rights of navigation</p> | |
| | <p>Is this of a satisfactory standard?</p> | <p>Yes (with minor discrepancies as noted in Box 30).</p> | | <p>Is this of a satisfactory standard?</p> | <p>Yes</p> |
| l) | <p>Where applicable, a plan with accompanying information identifying:-</p> <p>(i) any statutory/ non-statutory sites or features of nature conservation eg sites of geological/ landscape importance;</p> <p>(ii) habitats of protected species, important habitats or other diversity features; and</p> <p>(iii) water bodies in a river basin management plan,</p> <p>together with an assessment of any effects on such sites, features,</p> | <p>(i), (ii) and (iii) Nature Conservation Sites and Features Plans. Regulation 5(2)(l) Key Plan and Sheets 1-9.</p> <p>Assessment of effects on designated sites and habitats is provided in Environmental Statement (Document 6.3) Chapter 7: Biodiversity. Assessment of effects on water bodies is provided in Document 6.3 Chapter 8: Road Drainage and the Water Environment.</p> <p>ES Chapter 7 and 8 Appendices (Document 6.3) and Figures (Document 6.4) also contain this information.</p> | m) | <p>Where applicable, a plan with accompanying information identifying any statutory/ non-statutory sites or features of the historic environment, (eg scheduled monuments, World Heritage sites, listed buildings, archaeological sites and registered battlefields) together with an assessment of any effects on such sites, features or structures likely to be caused by the Proposed Development</p> | <p>Historic Environment Sites and Features Plans. Regulation 5(2)(m) Key Plan and Sheets 1-9.</p> <p>Assessment on effects of these site is provided in Document 6.3 Chapter 11: Cultural Heritage.</p> <p>ES Chapter 11 Appendices (Document 6.3) and Figures (Document 6.4) also contain this information.</p> |

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| n) | habitats or bodies likely to be caused by the Proposed Development | | o) | | |
| | Is this of a satisfactory standard? | Yes (with minor discrepancies as noted in Box 30). | | Is this of a satisfactory standard? | Yes |
| | Where applicable, a plan with any accompanying information identifying any Crown land | Crown Land Plans (Doc 2.6) | | Any other plans, drawings and sections necessary to describe the development consent proposal showing details of design, external appearance, and the preferred layout of buildings/ structures, drainage, surface water management, means of vehicular and pedestrian access, any car parking and landscaping | Location Plan (Doc 2.1) Scheme Layout Plans (2.8) Engineering Drawings and Sections (Doc 2.9) |
| p) | Is this of a satisfactory standard? | Yes | q) | Are they of a satisfactory standard? | Yes |
| | Any of the documents prescribed by Regulation 6 of the APFP Regulations: | The development is highway related therefore Regulation 6(2) applies. Engineering Drawings and Sections (Doc 2.9) | | Any other documents considered necessary to support the application | Introduction to the Application (Doc 1.2) Consents and Agreements Position Statement (Doc 3.3) Statement of Common Ground (Docs 8.1 - 8.4) Water Framework Directive Compliance Assessment Report (Doc 5.4) Planning Statement and Schedule of Accordance with National Policy |

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| | | | | Statement (Doc 7.1) Outline Construction Environmental Management Plan (Doc 7.2) Transport Assessment Report (7.4) |
| | Are they of a satisfactory standard? | Yes | | Are they of a satisfactory standard? Yes |
| 30 | Are there any observations in respect of the documents provided above? | | | |
| | <p>Book of Reference (Doc 4.3) There are some minor drafting errors.</p> <p>Statement of Reasons, Appendix C (Doc 4.1) There are some 'Error' messages in the document.</p> <p>Land Plans (Doc 2.2) There are some minor drafting errors.</p> <p>Works Plans (Doc 2.3) There is a minor drafting error.</p> <p>Environmental Statement (Doc 6.4), Chapter 7: Biodiversity Figures There are some figures missing.</p> <p>Habitats Regulations Assessment Figures (Doc 5.3) The figures are missing.</p> <p>Section 51 advice has been issued to the Applicant in respect of the above matters: https://infrastructure.planninginspectorate.gov.uk/projects/south-east/m25-junction-10a3-wisley-interchange-improvement/?ipcsection=advice</p> | | | |
| 31 | Is the application accompanied by a report identifying any European site(s) to which Regulation 48 of The Conservation (Natural Habitats, &c.) Regulations | Yes A Habitat Regulations Assessment (HRA) Report is provided (Doc 5.3). The | | |

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| | <p>1994 applies; or any Ramsar site(s), which may be affected by the Proposed Development, together with sufficient information that will enable the Secretary of State to make an appropriate assessment of the implications for the site if required by Regulation 48(1)?¹⁴</p> | <p>Document is composed of:</p> <p>Document 5.3 HRA: Annex A Stage 1 Screening</p> <p>Document 5.3 HRA: Stage 2 SIAA</p> <p>Document 5.3 HRA: Stage 3-5 Assessment of alternatives, consideration of IROPI and compensatory measures</p> <p>Document 5.3 HRA: Annex B Consultation Report</p> <p>Document 5.3 HRA: Annex C Selection of the suite of compensatory measures</p> <p>Document 5.3 HRA: Figures (NB this document provides a schedule of figures but these are not included).</p> <p>The HRA Report identifies relevant European sites and the likely effects on those sites. Notwithstanding the absence of the Figures identified it is considered that the information provided in the Report is adequate for acceptance.</p> <p>Note: the Examining Authority will be able to ask questions during the Examination. This may result in additional information being required to inform the HRA Report and the competent authority. Depending upon the type and availability of information required it may not be possible to obtain this during the statutory timetable of the Examination.</p> |
| 32 | <p>If requested by the Planning Inspectorate, two paper copies of the application form and other supporting documents and plans¹⁵</p> | <p>No paper copy of the application was requested or supplied.</p> |
| 33 | <p>Has the Applicant had regard to statutory guidance 'Planning Act 2008: Application form guidance', and has this regard led to the application being prepared to a standard that the Planning Inspectorate considers satisfactory?</p> | <p>Yes</p> <p>Page 4 of the Application Form and Covering Letter (Doc 1.3), although not specifically mentioning the guidance document by name, explains how the Applicant has had regard to statutory guidance on the form of the application.</p> |

¹⁴ Regulation 5(2)(g) of the APFP Regulations

¹⁵ Regulation 5(2)(r) of the APFP Regulations

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| | | The Planning Inspectorate is satisfied that the Applicant has demonstrated regard to the guidance principles. |
| 34 | Summary - s55(3)(f) and s55(5A) | <p>The Planning Inspectorate concludes that the application (including accompaniments) has been prepared to a standard that it considers satisfactory.</p> <p>In respect of the discrepancies identified in Box 30 of this checklist, to help facilitate an efficient and effective examination of the application, s51 advice has been provided to the Applicant in conjunction with the decision to accept the application. That advice is published on the National Infrastructure Planning website, here:</p> <p>https://infrastructure.planninginspectorate.gov.uk/projects/south-east/m25-junction-10a3-wisley-interchange-improvement/?ipcsection=advice</p> |
| The Infrastructure Planning (Fees) Regulations 2010 (as amended) | | |
| Fees to accompany an application | | |
| 35 | Was the fee paid at the same time that the application was made ¹⁶ ? | The fee was received on 24 May 2019; before the application was made. |

| Role | Electronic signature | Date |
|----------------------|-----------------------------|--------------|
| Case Manager | <i>Eleanor Church</i> | 17 July 2019 |
| Acceptance Inspector | <i>Kevin Gleeson</i> | 17 July 2019 |

¹⁶ The Planning Inspectorate must charge the Applicant a fee in respect of the decision by the Planning Inspectorate under section 55 of the PA2008. If the Applicant fails to pay the fee, the Planning Inspectorate need not consider the application until payment is received. The fee must be paid at the same time that the application is made

