



The Planning Inspectorate
Yr Arolygiaeth Gynllunio

Section 55

Acceptance of Applications Checklist

A47 Wansford to Sutton

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

2 August 2021

A47 Wansford to Sutton: 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				
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
		5 July 2021	2 August 2021	2 August 2021
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 Development fall)?	<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 of the PA2008. The development is for the alteration of a highway and satisfies section 22 of the PA2008, including subsections 22(1)(b) and 22(2).</p> <p>This is consistent with the summary provided in section 4 of the Application Form (Doc 1.1) which states that the application is for an NSIP.</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)

	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?	<p>Yes.</p> <p>On 5 February 2018 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 received on 5 February was before the start of statutory consultation on 18 September 2018.</p> <p>A copy of the notification letter is provided at Annex B of the Consultation Report (Doc 5.2).</p>
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?	<p>Yes.</p> <p>There are eight host and neighbouring authorities, of which seven responded to the Planning Inspectorate's invitation to make an Adequacy of Consultation Representation (AoCR) dated 7 July 2021.</p>

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

		<p>All seven 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 authority had no comments/ objections to make. These local authorities were:</p> <ul style="list-style-type: none"> • South Kesteven District Council ('A' authority) • South Holland District Council ('A' authority) • Fenland District Council ('A' authority) • Peterborough City Council ('B' authority) • Huntingdonshire District Council ('B' authority) • Cambridgeshire County Council ('C' authority') • Lincolnshire County Council ('D' authority) <p>All AoCRs received have been carefully considered and are available to view on the National Infrastructure Planning website: https://infrastructure.planninginspectorate.gov.uk/projects/eastern/a47-wansford-to-sutton/</p>
Section 42: Duty to consult		
Did the Applicant consult the applicable persons set out in s42 of the PA2008 about the proposed application?		
6	Section 42(1)(a) persons prescribed ⁵ ?	<p>Yes.</p> <p>The Applicant has provided a list, at Annex K of the Consultation Report (Doc 5.2), of persons consulted under s42(1)(a) between 18 September 2018 and 29 October 2018.</p> <p>A sample of the letter sent to s42(1)(a) consultees is provided at Annex I of the Consultation Report (Doc 5.2).</p> <p>The Planning Inspectorate has identified the following parties based on a precautionary interpretation of The Infrastructure Planning (Applications: Prescribed Forms and</p>

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

		<p>Procedure) Regulations 2009 (the APFP Regulations) that were not consulted by the Applicant under s42:</p> <ul style="list-style-type: none"> • North West Anglia NHS Foundation Trust • Last Mile Gas Ltd • Last Mile Electricity Ltd • Harlaxton Gas Networks Limited • Leep Gas Networks Limited • Murphy Gas Networks Limited • Murphy Power Distribution Limited • Centrica Energy • Eclipse Power Network Limited • Energy Assets Networks Limited • Forbury Assets Limited • Fulcrum Electricity Assets Limited • Vattenfall Networks Limited • Western Power Distribution (East Midlands) plc <p>The Applicant's Consultation Report (Doc 5.1) does not explain why the bodies identified above have not been consulted. However, it is noted that the licences held by these bodies cover Great Britain or various smaller areas and the operational areas of each are not clear from information in the public domain.</p> <p>None of the bodies listed above have been identified by the Applicant as having an interest in the Order lands and are 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:</p> <p>http://infrastructure.planninginspectorate.gov.uk/document/TR010039-000250</p>
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7	Section 42(1)(aa) the Marine Management Organisation ⁶ ?	Yes.
8	Section 42(1)(b) each local authority within s43 ⁷ ?	<p>Yes.</p> <p>Table 3.4 of the Consultation Report (Doc 5.1) lists the relevant local authorities that were identified and consulted under s43 and s42(1)(b) on 14 September 2018.</p> <p>The 2019 targeted statutory consultation included the local authorities listed below although the status of some of these local authorities changed as a result of works no longer being proposed within Huntingdon District Council's area.</p> <p>The host 'B' authorities were consulted:</p> <ul style="list-style-type: none"> • Peterborough City Council • Huntingdonshire District Council <p>The host 'C' authority was consulted:</p> <ul style="list-style-type: none"> • Cambridgeshire County Council <p>The boundary 'A' authorities were consulted:</p> <ul style="list-style-type: none"> • South Kesteven District Council • South Holland District Council • Fenland District Council • South Cambridgeshire District Council • East Cambridgeshire District Council • Bedford Borough Council • Central Bedfordshire Council

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

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

		<ul style="list-style-type: none"> • East Northamptonshire District Council (abolished on 1 April 2021 to create North Northamptonshire Council) <p>The boundary 'D' authorities were consulted:</p> <ul style="list-style-type: none"> • Lincolnshire County Council • Hertfordshire County Council • Suffolk County Council • Norfolk County Council • Essex County Council • Northamptonshire County Council (abolished on 1 April 2021 to create North Northamptonshire Council and West Northamptonshire Council) <p>A sample of the letter sent to s42(1)(b) relevant authorities is provided at Annex I of the Consultation Report (Doc 5.2).</p>
9	Section 42(1)(c) the Greater London Authority (if in Greater London area)?	n/a.
10	Section 42(1)(d) each person in one or more of s44 categories ⁸ ?	<p>Yes.</p> <p>Paragraph 3.3.8 of the Consultation Report (Doc 5.1) states that all persons identified under s42(1)(d) were consulted on 14 September 2018.</p> <p>Paragraphs 1.4.2 to 1.4.5 of the Statement of Reasons (Doc 4.1) summarise how the Applicant made diligent inquiry to seek to identify and consult persons with an interest in lands affected by the Draft DCO (Doc 3.1). The full methodology undertaken by the Applicant is provided in paragraphs 4.4.1 to 4.9.6 of the Statement of Reasons (Doc 4.1).</p> <p>A sample of the letter is provided at Annex I of the Consultation Report (Doc 5.2).</p> <p>The period for responses was extended by 14 days (ending on 12 November 2018) following the addition of an extra two-part question (question 1c and question 1d) to the</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

		<p>consultation response form during the initial consultation period (paragraph 3.1.2 of the Consultation Report (Doc 5.2)).</p> <p>It is noted that following the main statutory consultation exercise between 18 September 2018 and 12 November 2018, the Applicant carried out two targeted statutory consultation exercises to capture newly identified category 1, 2 and 3 interests and prescribed consultees.</p> <p>Targeted Statutory Consultation 1 (October 2020)</p> <p>Paragraph 3.9.1 of the Consultation Report (Doc 5.1) states that, as a result of refinements to the Scheme’s design and development boundary, the Applicant identified 34 category 1 and 2 land interests who it had not consulted as part of the statutory consultation between 18 September 2018 and 12 November 2018.</p> <p>A targeted statutory consultation was undertaken between 19 October 2020 and 19 November 2020 under section 42(1)(d) of the PA2008 to consult with these newly identified parties (paragraph 3.9.2 of the Consultation Report (Doc 5.1)).</p> <p>The Applicant issued consultation letters to these parties on 19 October 2020 (paragraph 3.9.2 of the Consultation Report (Doc 5.1)). Copies of these letters can be found in Annex L of the Consultation Report (Doc 5.2).</p> <p>Targeted Statutory Consultation 2 (May 2021)</p> <p>Paragraph 3.10.1 of the Consultation Report (Doc 5.1) states that, the Applicant undertook a targeted consultation with 31 Category 1 and 2 landowners and occupiers who would be differently affected than at previous consultations. This second targeted statutory consultation was undertaken between 10 May 2021 and 9 June 2021 under section 42(1)(d) of the PA2008 to consult with the parties. The Applicant issued consultation letters to these parties on 6 May 2021 (paragraph 3.10.2 of the Consultation Report (Doc 5.1)). Copies of these letters can be found in Annex L of the Consultation Report (Doc 5.2).</p>
Section 45: Timetable for s42 consultation		

11	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>Yes.</p> <p>A sample of the letter sent to s42 consultees is provided at Annex I of the Consultation Report (Doc 5.2).</p> <p>The sample letter dated 14 September 2018 confirmed that consultation commenced on 18 September 2018 and closed on 29 October 2018, providing the required minimum time for receipt of responses.</p> <p>Targeted Statutory Consultation 1</p> <p>The sample letter sent to targeted s42 consultees is provided at Annex L of the Consultation Report (Doc 5.2).</p> <p>The letter dated 19 October 2020 confirms that consultation commenced on 19 October 2020 and 19 November 2020, providing the required minimum time for receipt of responses.</p> <p>Targeted Statutory Consultation 2</p> <p>The sample letter sent to targeted s42 consultees is provided at Annex L of the Consultation Report (Doc 5.2).</p> <p>The letter dated 10 May 2021 confirms that consultation commenced on 10 May 2021 and closed on 9 June 2021, providing the required minimum time for receipt of responses.</p>
Section 46: Duty to notify the Planning Inspectorate of proposed application		
12	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>Yes.</p> <p>The Applicant gave notice under s46 on 14 September 2018, which was before the beginning of s42 consultation.</p> <p>A copy of the s46 notification letter and a copy of the s46 notification acknowledgement letter from the Planning Inspectorate are provided at Annex H of the Consultation Report (Doc 5.2).</p>
Section 47: Duty to consult local community		

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 F of the Consultation Report (Doc 5.2).</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 (Annex C of the Consultation Report (Doc 5.2)) to Peterborough City Council and Huntingdonshire District Council ('B authorities') and Cambridgeshire County Council ('C' authority) on 1 August 2018 and set a deadline of 29 August 2018 for responses; providing the required minimum time for responses to be received.</p> <p>The Applicant also wrote to the following neighbouring local authorities on 3 August 2018 requesting comments on the draft SoCC by 29 August 2018 (paragraph 3.2.6 of the Consultation Report (Doc 5.1)): East Northamptonshire Council, Cambridgeshire and Peterborough Combined Authority, Fenland District Council, Lincolnshire County Council, Northamptonshire County Council and South Kesteven District Council.</p>
15	Has the Applicant had regard to any responses received when preparing the SoCC?	<p>Yes.</p> <p>Table 3.1 of the Consultation Report (Doc 5.1) provides a summary of the consultation responses from Peterborough City Council, Sutton Parish Council and others in respect of the draft SoCC and demonstrates how the Applicant had regard to their content. Copies of the responses can be found in Annex E of the Consultation Report (Doc 5.2).</p> <p>Examples of changes from the draft SoCC to the final SoCC include:</p> <ul style="list-style-type: none"> • The following local groups were added to the SoCC as additional consultees: Peterborough Ramblers, Peterborough Cycling Club and CTC Peterborough. • Paragraph 3.2 was updated to ensure the description of the proposal was accurate (in regard to dualling). • The Map (Appendix 1) was provided in higher resolution, following comments that it was hard to read.

		<ul style="list-style-type: none"> • Castor Parish Council was added. <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 be inspected?	<p>Yes.</p> <p>The final SoCC was made available at the following locations, which is reasonably convenient having regard to the location of the Proposed Development:</p> <ul style="list-style-type: none"> • Sacrewell Farm and Country Centre • Peterborough Central Library • Haycock Hotel <p>A notice stating when and where the final SoCC could be inspected was published in:</p> <ul style="list-style-type: none"> • Cambridge News - 18 September 2018 • Peterborough Telegraph - 20 September 2018 <p>The published SoCC notice, provided at Annex G of the Consultation Report (Doc 5.2), states where and when the final SoCC was available to inspect.</p> <p>Clippings of the published advertisements are provided at Annex G of the Consultation Report (Doc 5.2).</p>
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 4.1.5 of the final SoCC at Annex F of the Consultation Report (Doc 5.2) 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>Paragraphs 3.5.1 to 3.5.11 of the Consultation Report (Doc 5.1) set out how the community consultation was carried out in line with the final SoCC.</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

		Table 3.6 of the Consultation Report (Doc 5.1) sets out how the Applicant has complied with the commitments set out in the final SoCC. Annex I and J of the Consultation Report (Doc 5.2) provide evidence that the commitments within the final SoCC have been carried out.													
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?	Yes. Paragraph 3.5.13 of the Consultation Report (Doc 5.1) states: “Section 48 of the PA 2008 imposes a duty on the applicant to publish a notice of the proposed application in accordance with Regulation 4 of the Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (as amended).” Table 3.7 of the Consultation Report (Doc 5.1) displays the newspapers and dates of s48 publicity as set out below. A copy of the s48 notice is provided at Annex I of the Consultation Report (Doc 5.2) . The Consultation Report (Doc 5.2) states that the clippings of the published notices set out below are provided at Annex H , however, they are in Annex G of the Consultation Report (Doc 5.2) :													
<table><tr><th colspan="2">Newspaper(s)</th><th>Date</th></tr><tr><td>a)</td><td>for at least two successive weeks in one or more local newspapers circulating in the vicinity in which the Proposed Development would be situated;</td><td><ul style="list-style-type: none">Cambridge NewsPeterborough Telegraph18 Sept 2018 and 25 Sept 2018 20 Sept 2018</td></tr><tr><td>b)</td><td>once in a national newspaper;</td><td><ul style="list-style-type: none">The Guardian18 Sept 2018</td></tr><tr><td>c)</td><td>once in the London Gazette and, if land in Scotland is affected, the Edinburgh Gazette; and</td><td><ul style="list-style-type: none">London Gazette18 Sept 2018</td></tr></table>				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">Cambridge NewsPeterborough Telegraph 18 Sept 2018 and 25 Sept 2018 20 Sept 2018	b)	once in a national newspaper;	<ul style="list-style-type: none">The Guardian 18 Sept 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 18 Sept 2018
Newspaper(s)		Date													
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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 18 Sept 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 I of the Consultation Report (Doc 5.2) , contains the required information as set out below:	
Information		Paragraph	
a)	the name and address of the Applicant.	One	Information
c)	a statement as to whether the application is EIA development	Three	
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	Four	
g)	whether a charge will be made for copies of any of the documents, plans or maps and the amount of any charge	Five	
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	Nine	
b)	a statement that the Applicant intends to make an application for development consent to the Secretary of State	One	Paragraph
d)	a summary of the main proposals, specifying the location or route of the Proposed Development	Two	
f)	the latest date on which those documents, plans and maps will be available for inspection	Five	
h)	details of how to respond to the publicity	Nine	

21	Are there any observations in respect of the s48 notice provided above?		
	<p>Yes.</p> <p>Paragraph 3.7.1 of the Consultation Report (Doc 5.1) states “<i>following feedback from the Community Working Group, an additional two-part question (question 1c and question 1d) relating to the alignment of the route was added to the consultation response form during the statutory consultation period</i>”. The Statutory Consultation period was extended by two weeks, ending on Monday 12 November 2018.</p> <p>All relevant stakeholders, including those who had already submitted their feedback, were contacted by letter on 27 September 2018 and informed about the extra question. A copy of this letter can be found in Annex I of the Consultation Report (Doc 5.2)</p> <p>Table 3.8 of the Consultation Report (Doc 5.1) displays the newspapers and dates of s48 extension notice.</p>		
22	<table border="1"> <tr> <td data-bbox="210 483 949 719">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 Regulations¹⁰?</td> <td data-bbox="949 483 2130 719"> <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 in paragraph 3.3.6 of the Consultation Report (Doc 5.1).</p> <p>A sample of the s42 consultation letter provided at Annex I of the Consultation Report (Doc 5.2) confirms a copy of the s48 notice was enclosed.</p> </td> </tr> </table>	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 in paragraph 3.3.6 of the Consultation Report (Doc 5.1).</p> <p>A sample of the s42 consultation letter provided at Annex I of the Consultation Report (Doc 5.2) confirms a copy of the s48 notice was enclosed.</p>
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 in paragraph 3.3.6 of the Consultation Report (Doc 5.1).</p> <p>A sample of the s42 consultation letter provided at Annex I of the Consultation Report (Doc 5.2) confirms a copy of the s48 notice was enclosed.</p>		
s49: Duty to take account of responses to consultation and publicity			
23	<table border="1"> <tr> <td data-bbox="210 786 949 1126">Has the Applicant had regard to any relevant responses to the s42, s47 and s48 consultation?</td> <td data-bbox="949 786 2130 1126"> <p>Yes.</p> <p>Chapter 4 of the Consultation Report (Doc 5.1) and Annexes N and O of the Consultation Report (Doc 5.2) set 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> </td> </tr> </table>	Has the Applicant had regard to any relevant responses to the s42, s47 and s48 consultation?	<p>Yes.</p> <p>Chapter 4 of the Consultation Report (Doc 5.1) and Annexes N and O of the Consultation Report (Doc 5.2) set 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>
Has the Applicant had regard to any relevant responses to the s42, s47 and s48 consultation?	<p>Yes.</p> <p>Chapter 4 of the Consultation Report (Doc 5.1) and Annexes N and O of the Consultation Report (Doc 5.2) set 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			

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

24	To what extent has the Applicant had regard to statutory guidance 'Planning Act 2008: Guidance on the pre-application process' ¹¹ ?	Paragraph 5.1.1 of the Consultation Report (Doc 5.1) states that the Applicant has taken into consideration all relevant statutory and other guidance. Having reviewed the application, the Planning Inspectorate is satisfied that the Applicant has identified and had regard to the relevant statutory guidance.
25	Summary: Section 55(3)(e)	Whilst some discrepancies have been identified with the consultation carried out, the Inspectorate is satisfied that the Applicant has complied with Chapter 2 of Part 5 (pre-application procedure) of the PA2008 and in respect of the discrepancies identified, s51 advice has been provided to the Applicant how to remedy these: http://infrastructure.planninginspectorate.gov.uk/document/TR010039-000250
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	Is it made in the prescribed form as set out in Schedule 2 of the APFP Regulations, and does it include: <ul style="list-style-type: none"> a brief statement which explains why it falls within the remit of the Planning Inspectorate; and a brief statement that clearly identifies the location of the application site, or the route if it is a linear scheme? 	Yes. Section 4 of the Application Form (Doc 1.1) explains why the development falls within the remit of the Planning Inspectorate. Section 5 of the Application Form (Doc 1.1) provides a brief non-technical description of the site and section 6 provides the location of the Proposed Development. A Location Plan (Doc 2.1) has been provided.
27	Is it accompanied by a Consultation Report?	Yes. The application is accompanied by a Consultation Report (Doc 5.1) and Consultation Report Appendices (Doc 5.2) .

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

28	Where a plan comprises three or more separate sheets, has a key plan been provided showing the relationship between the different sheets? ¹²	Yes.																																				
29	Is it accompanied by the documents and information set out in APFP Regulation 5(2)?	The documents and information required by APFP Regulation 5(2) are set out in the documents and locations within the application as listed below:																																				
<table><tr><th colspan="2">Information</th><th colspan="2">Document</th><th colspan="2">Information</th><th colspan="2">Document</th></tr><tr><td rowspan="3">a)</td><td>Where applicable, the Environmental Statement required under the EIA Regulations¹³ and any scoping or screening opinions or directions</td><td colspan="2">Environmental Statement (Doc 6.1) Environmental Statement Figures (Doc.6.2) Environmental Statement Appendices (Doc 6.3) Environmental Statement Non-Technical Summary (Doc 6.4) Scoping Report (Doc 6.5) Scoping Opinion (Doc 6.6)</td><td rowspan="3">b)</td><td>The draft Development Consent Order (DCO)</td><td colspan="2">Draft Development Consent Order (Doc 3.1)</td></tr><tr><td>Is this of a satisfactory standard?</td><td colspan="2">Yes (with minor discrepancies as noted in Box 30)</td><td>Is this of a satisfactory standard?</td><td colspan="2">Yes (with minor discrepancies as noted in Box 30)</td></tr><tr><td rowspan="2">c)</td><td>An Explanatory Memorandum explaining the purpose and effect of provisions in the draft DCO</td><td colspan="2">Explanatory Memorandum (Doc 3.2)</td><td rowspan="2">d)</td><td>Where applicable, a Book of Reference (where the application involves any Compulsory Acquisition)</td><td colspan="2">Book of Reference (Doc 4.3)</td></tr><tr><td>Is this of a satisfactory standard?</td><td colspan="2">Yes</td><td>Is this of a satisfactory standard?</td><td colspan="2">Yes</td></tr></table>			Information		Document		Information		Document		a)	Where applicable, the Environmental Statement required under the EIA Regulations ¹³ and any scoping or screening opinions or directions	Environmental Statement (Doc 6.1) Environmental Statement Figures (Doc.6.2) Environmental Statement Appendices (Doc 6.3) Environmental Statement Non-Technical Summary (Doc 6.4) Scoping Report (Doc 6.5) Scoping Opinion (Doc 6.6)		b)	The draft Development Consent Order (DCO)	Draft Development Consent Order (Doc 3.1)		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)		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	
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Is this of a satisfactory standard?		Yes		Is this of a satisfactory standard?		Yes																																

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

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

e)	A copy of any Flood Risk Assessment	Flood Risk Assessment (Doc 6.3, Appendix 13.1)	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	Statement Relating to Statutory Nuisance (Doc.6.7)
	Is this of a satisfactory standard?	Yes (with minor discrepancies as noted in Box 30)		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)

	Is this of a satisfactory standard?	Yes		Is this of a satisfactory standard?	Yes
j)	<p>A Works Plan showing, in relation to existing features:-</p> <p>(i) the proposed location or (for a linear scheme) 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>	Works Plans (Doc 2.3)	k)	<p>Where applicable, a plan identifying any new or altered means of access, stopping up of streets or roads or any diversions, extinguishments or creation of rights of way or public rights of navigation</p>	Rights of Way and Access Plans (Doc 2.4)
	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)
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</p>	<p>(i) ES Figure 7.2: (Doc 6.2) Landscape Context</p> <p>Figures 7.3A & 7.3B: Landscape Character (Doc 6.2)</p> <p>ES Figure 9.1 - Superficial Deposits (Doc 6.2)</p> <p>ES Figure 9.2 - Bedrock geology (Doc 6.2)</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,</p>	<p>ES Figures 6.1 – 6.1G: Cultural Heritage Designated Assets (Doc 6.2)</p> <p>ES Figures 6.2 – 6.2F: Cultural Heritage Non-Designated Assets (Doc 6.2)</p> <p>ES Figure 6.3: Archaeological Potential Zones (Doc 6.2)</p> <p>ES Figure 6.4: Historic Landscape Character (Doc 6.2)</p> <p>ES Appendix 6.1: Cultural Heritage Baseline (Doc 6.3)</p>

<p>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, habitats or bodies likely to be caused by the Proposed Development</p>	<p>(ii) ES Figure 8.2: Designated Sites and Priority Habitats (Doc 6.2)</p> <p>ES Figure 8.3: Ecological Constraints (Doc 6.2)</p> <p>ES Figure 8.4: Phase 1 Habitat Map (Doc 6.2)</p> <p>Report to Inform a Habitats Regulations Assessment, Appendix F (Doc 6.9)</p> <p>(iii) ES Figure 13.2: Water Framework Directive (WFD) Surface water bodies (Doc 6.2)</p> <p>ES Figure 13.4: WFD Groundwater bodies (Doc 6.2)</p> <p>The assessment of any effects on such sites, features habitats or bodies likely to be caused by the proposed development is presented within Chapters 5, 7, 8, 9, 11, 13 and 15 of the Environmental Statement (Doc 6.1).</p>	<p>features or structures likely to be caused by the Proposed Development</p>	<p>ES Appendix 6.4: Archaeological Observation during geotechnical investigations (Doc 6.3)</p> <p>ES Appendix 6.6: Archaeological Trial Trenching Survey Report – (Doc 6.3)</p> <p>The assessment of any effects on sites, features or structures likely to be affected is presented in Chapter 6: Cultural Heritage and Chapter 7: Landscape and Visual Effects of the Environmental Statement (Doc 6.1).</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>

n)	Where applicable, a plan with any accompanying information identifying any Crown land	Crown Land Plans (Doc 2.8)	o)	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	De-Trunking Plans (Doc 2.9) Traffic Regulation Plans (Doc 2.10) Classification of Roads Plans (Doc 2.11) Hedgerow Plans (Doc 2.12) Environmental Masterplan (Doc 6.8)
	Is this of a satisfactory standard?	Yes		Are they of a satisfactory standard?	Yes (with minor discrepancies as noted in Box 30)
p)	Any of the documents prescribed by Regulation 6 of the APFP Regulations:	Engineering Drawings and sections (Doc 2.5) General Arrangement Plans (Doc 2.6) Drainage and Surface Water Plans (Doc 2.7)	q)	Any other documents considered necessary to support the application	Covering Letter and Schedule of Compliance with s55 (Doc 1.2) Introduction to the Application (Doc 1.3) Case for the Scheme (Doc 7.1) NPS NN Accordance Table (Doc 7.2) Transport Assessment Report (Doc 7.3) Scheme Design Report (Doc 7.4) Environmental Management Plan (Doc 7.5) Outline Traffic Management Plan (Doc 7.6)
	Are they of a satisfactory standard?	Yes		Are they of a satisfactory standard?	Yes (with minor discrepancies as noted in Box 30)

30	Are there any observations in respect of the documents provided at Box 29 (a) to (q) above?
	<p>Land Plans (Doc 2.2)</p> <ul style="list-style-type: none"> • The sheet cut lines have been used to denote some plot boundary lines. This means the user needs to check the next sheet to find out if the plot cross the sheet or not which is black rather than red, it might be clearer to show the red line, rather than leave the viewer to try to match it up on the next sheet eg plot 2/1d appears to end just past the cut line on sheet 2, but actually ends at the cut line with the next part of the plot being called 3/1c on the next sheet. • There are inconsistencies between the insets shown on the Key Plan and each of the sheets, for example for Sheet 3 two insets are shown, while the Key Plan only shows one and the insets on Sheets 1 and 2 are not shown at all on the Key Plan. Using the Land Plans would be clearer if the Key Plan was consistent with each of the sheets. The Land Plan's insets would benefit from a review of their labelling and how they are highlighted on individual sheets. <p>Works Plans (Doc 2.3)</p> <ul style="list-style-type: none"> • On sheet 3 of the Works Plans the cut off to sheet 2 appears as though it should be extended to include/ go through Work no. 7. • The key for the Works Plans includes a notation for the location and extent of the proposed construction compounds, however the submitted Works Plans do not show the location and extent of the proposed compounds, with the notation for the compounds having not been used. • Work nos. 31, 28, 17, 10 are coloured blue but this colour isn't included in the key. • The draft Development Consent Order describes various Works as crossing others: <ul style="list-style-type: none"> ○ Work no. 2 is a green dash line, which the key describes as a 'work centre line'. Work no. 3 is a blue turquoise line, which the key describes as a limit of deviation. As Work no. 2 is a line within a polygon, Work no. 3 appears to go around rather than crossing Work no. 2. ○ Work no. 14 in the dDCO states it crosses 12,13 and 15. On the Works Plans it is not clear 14 is crossing 12. This is possibly because the work is depicted using the centre line only. ○ Work no. 17 crosses a number of other works, but these aren't listed in the description of Work no. 17 in the dDCO. ○ Work no. 18 in the dDCO states it crosses Work no. 15, but this isn't obvious on the Works Plans. • Work no. 53 on sheet 7 is described as access on Upton Road but the key describes a green polygon 'non highways works limit of deviation'. • In general the individual works are hard to follow as all works are depicted using lines, many of which are dashed and frequently cross or overlap with one another. The use of solid colours and/or clear hatching could make it easier to understand the Works Plans.

Rights of Way and Access Plans (Doc 2.4)

- SU9 appears on sheet 3 and sheet 4, but the dDCO only states that it appears on sheet 4.
- The arrow heads labelling SU10 on sheet 4 are lost in the black polygon.
- D6 on sheet 4 does not have an arrow, as indicated should be present by the key, to make clearer what it is referencing.
- One of the arrows referencing D7 on sheet 6 is lost in the black polygon.

Environmental Masterplan (Doc 6.8)

- The Masterplan contains confidential information and cannot be published in the submitted form.

Environmental Statement (Doc 6.1)

- An outline version of the proposed temporary surface water drainage strategy has not been provided.
- A summary table which identifies where major accidents and disasters are considered in the relevant technical chapters has not been provided.
- Information has not been provided to explain the conclusion that assessment of the major hazard pipelines located within the proposed Order Limits or within 500m of them may be scoped out. In addition, it is stated that the location of the pipelines is included on the utility diversion drawings, however utility diversion drawings do not appear to have been provided with the application.
- In paragraph 9.7.11 reference is made to the percentages of agricultural land in Grades 1, 2 and 3 within the district/the area for Peterborough City Council. However, the quoted percentages appear to exceed 100%.
- In paragraph 12.10.8 there is an indication that the proposed stopping up of the private means of accesses serving the four houses on Great North Road immediately to the north of Windgate Way and the provision of the proposed alternative access '... would cause a journey length increase of approximately 7km for southbound journeys along the A1 ...'? An increased southbound journey length of 7km does not appear to be consistent with the length of the proposed alternative access.
- Within Section 13.9 reference is made to a temporary surface water drainage strategy for the construction period that would be developed and incorporated into the Environment Management Plan (EMP). The submission version of the EMP advises that the construction water drainage strategy would not be added to the EMP until the pre-construction phase.
- Please clarify whether references to 'Health House' in paragraph 12.10.10 and Table 12-10 should be 'Heath House'.

The following documents could not be redacted due to the file type used, and the documents in their entirety have been withheld.

- ES (Doc 6.1) Chapter 2 The Proposed Scheme
- ES (Doc 6.1) Chapter 8 Biodiversity

- ES (**Doc 6.1**) Chapter 15 Cumulative Effects Assessment
- Environmental Management Plan (**Doc 7.5**)

Flood Risk Assessment (Doc 6.3)

- An assessment of the potential hydrological effects of the replacement or extension of the A1 Mill Stream culvert has not been provided.

Use of hyperlinks

Some documents, eg the ‘Scheme Assessment Report A47 Wansford to Sutton’, have not been submitted, and a hyperlink to an external website has been provided eg para 1.2.15 of the Transport Assessment. There is a risk that documents being relied upon may not be readily accessible via hyperlinks. Documents being relied on by the Applicant should be submitted. Such documents could then be added to the Examination Library and given a reference number, making them easier to refer to.

Section 51 advice has been issued to the Applicant in respect of the above matters:

<http://infrastructure.planninginspectorate.gov.uk/document/TR010039-000250>

31	Is the application accompanied by a report identifying any European site(s) to which Regulation 48 of The Conservation (Natural Habitats, &c.) Regulations 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>Yes.</p> <p>A Habitat Regulations Assessment (HRA) report has been provided, entitled Report to Inform a Habitats Regulations Assessment (Doc 6.9).</p> <p>The HRA report identifies relevant European sites and the likely effects on those sites. 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>
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¹⁴ Regulation 5(2)(g) of the APFP Regulations

32	If requested by the Planning Inspectorate, two paper copies of the application form and other supporting documents and plans ¹⁵	No hard copies requested.
33	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>Yes.</p> <p>Chapter 5.1 of the Consultation Report (Doc 5.1) explains how the Applicant has had regard to statutory guidance on the form of the application.</p> <p>The Planning Inspectorate is satisfied that the Applicant has demonstrated regard to the guidance principles.</p>
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>http://infrastructure.planninginspectorate.gov.uk/document/TR010039-000250</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 of £7,263.00 was received on 21 June 2021 before the application was made.

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

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 the application is made.

Role	Electronic signature	Date
Case Manager	<i>Deborah Allen</i>	2 August 2021
Acceptance Inspector	<i>Grahame Gould</i>	2 August 2021

