



Andrew Kelly  
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Planning Inspectorate Case Team M54/M6  
The Planning Inspectorate  
Major Applications and Plans  
Temple Quay House  
Temple Quay  
Bristol  
BS1 6PN

By Email

13 January 2021

Dear Sirs

**M54 TO M6 LINK ROAD SCHEME ("THE SCHEME")**  
**PINS REF: TR010054**  
**APPLICATION TO CORRECT SHEET 6 OF THE LAND PLANS (DOCUMENT REFERENCE AS-065)**

We refer to your letter of 7 January 2021 accepting our request to change the DCO application to correct the error in the land plans at Plot 6/25 to create a new Plot 6/38.

As you indicated, the change to the land plans amounts to the acquisition of 'additional land' subject to the Infrastructure Planning (Compulsory Acquisition) Regulations 2010 ("the Regulations"). In particular, Regulation 4 provides that the procedure set out in Regulations 5 to 19 applies where it is proposed to include in a DCO a provision authorising the compulsory acquisition of additional land and a person with an interest in the additional land does not consent to the inclusion of the provision.

Since making the change request, we have engaged with persons with an interest in the additional land with a view to securing their consent to the acquisition of the additional land, namely:

Plot	Description	Category 1 Interests			Category 2 Interests
		Owners	Lessees/ Tenants	Occupiers	
6/25	Temporary possession and use of land comprising	Ian Simkin Windmill Farm Bognop Road Essington	-	Ian Simkin Windmill Farm Bognop Road Essington	-

	approximately 12,938 square metres of agricultural land and shrubland (southwest of Hollies Poultry Farm, Wolverhampton Road, Wolverhampton)	Wolverhampton WV11 2AZ Adrian Simkin Windmill Farm Bognop Road Essington Wolverhampton WV11 2AZ		Wolverhampton WV11 2AZ Adrian Simkin Windmill Farm Bognop Road Essington Wolverhampton WV11 2AZ	
6/38	All interests and rights in land comprising approximately 5,580 square metres of agricultural land and shrubland (southwest of Hollies Poultry Farm, Wolverhampton Road, Wolverhampton)	Ian Simkin Windmill Farm Bognop Road Essington Wolverhampton WV11 2AZ  Adrian Simkin Windmill Farm Bognop Road Essington Wolverhampton WV11 2AZ	-	Ian Simkin Windmill Farm Bognop Road Essington Wolverhampton WV11 2AZ  Adrian Simkin Windmill Farm Bognop Road Essington Wolverhampton WV11 2AZ	-

We are pleased to confirm that that consent has now been obtained and evidence of the same is enclosed.

We should be grateful for your confirmation that, in light of the consent, the requirements of Regulation 4 are no longer triggered and there is no need a need to comply with the requirements of Regulations 5 to 19.

In the event that you do not agree that the Regulations are not engaged then we have considered the timescales for complying with Regulations 7, 8 and 9 and propose the following:

Regulation 7(1) - Notice of the proposed change served on persons specified in the Regulations	18 - 19 January 2021
Regulation 7(2) – Copy documents placed on Highways England website	18 – 19 January 2021
Regulation 8(1)(a) - Publication of notice in local newspapers for two successive weeks, one in a national newspaper, once in London Gazette	19 and 26 January 2021
Regulation 8(1)(b) – Publication of notice in national newspaper for one week	TBC – Prior to 26 January 2021
Regulation 8(1)(c) – Publication of notice in London Gazette for one week	TBC – Prior to 26 January 2021

End of representations period (at least 28 days)	24 February 2021
Regulation 9 - Certificates of compliance issued in accordance with the Regulations	Within 10 working days of 24 February 2021

We look forward to hearing from you.

Yours sincerely

  
**Andy Kelly**

**Project Manager, M54 to M6 Link Road**

**Email:** [M54toM6linkroad@highwaysengland.co.uk](mailto:M54toM6linkroad@highwaysengland.co.uk)

**Tel:** 0300 123 5000

Enclosure: Letter of Consent



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M54M6 Project Team  
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FAO Ms Christine Baggott  
Bagshaws

By Email

5 January 2021

Dear Sirs

**M54 TO M6 LINK ROAD SCHEME  
APPLICATION TO CORRECT SHEET 6 OF THE LAND PLANS**

As you are aware, it has recently come to light that there is an error on sheet 6 of the Land Plans and Highways England has made an application to correct it.

The error relates to Plot 6/25 which is currently shown on the Land Plans are being required entirely for temporary possession only. However, it should show part of Plot 6/25 as being for temporary possession and part as being for permanent acquisition. That part required for permanent acquisition is needed to construct the embankment at Junction 11 of the M6 as part of the works to realign the southbound merge slip road and for the provision of environmental mitigation.

A plan showing the corrected Plot 6/25 for temporary possession and a new Plot 6/38 for permanent acquisition is enclosed. Also enclosed is a plan showing the general arrangement for the scheme overlaid on the revised Land Plans to show why the new Plot 6/38 is required permanently.

The correction to the Land Plans to change the new Plot 6/38 from temporary possession to permanent acquisition amounts to the inclusion of 'additional land' within the DCO and is subject to the Infrastructure Planning (Compulsory Acquisition) Regulations 2010 ("the Regulations") unless persons with an interest in the additional land consent to its inclusion within the DCO. The purpose of this letter is to seek the consent of your clients Ian and Adrian Simkin to the permanent acquisition of the new Plot 6/38.

If your clients do not give their consent then the procedure for the acquisition of additional land set out in the Regulations will apply. This means that notice of the change will be advertised and published and a period of 28 days will be given for representations to be made.

At our recent meeting, which was attended by your clients, your clients indicated that, as the owners of Plot 6/25 and the new Plot 6/38, they would be prepared to enter into

discussions for the acquisition of their land by agreement. They also indicated that they were agreeable to the change to the Land Plans to take temporary possession of Plot 6/25 and permanent acquisition of the new Plot 6/38.

If this remains the case then please can you confirm your client's agreement to the changes set out in this letter and confirm your client's consent to the permanent acquisition of the new Plot 6/38 by signing and returning this letter as set out below?

We look forward to hearing from you.

Yours sincerely



**Andy Kelly**

**Project Manager, M54 to M6 Link Road**

**Email: [M54toM6linkroad@highwaysengland.co.uk](mailto:M54toM6linkroad@highwaysengland.co.uk)**

**Tel: 0300 123 5000**

Enclosures:

1. Revised Land Plan Sheet 6
2. Plan showing the General Arrangement for the Scheme overlaid on the revised Land Plans to illustrate why the 'additional land' is required

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### CONSENT FORM

I, Christine Baggott of Bagshaws, am authorised to confirm on behalf of Ian Simkin and Adrian Simkin their agreement to the changes set out above and confirm their consent to the permanent acquisition of the new Plot 6/38.



Signed by **CHRISTINE BAGGOTT**

8<sup>th</sup> January 2021  
Date