

M54 to M6 DCO - Deadline 5 – 20 January 2021

Allow Limited – Comments on Applicant's Draft Development Consent Order – Clean (Version 4) submitted at Deadline 4.

Ref TR01005

If the Examining Authority is minded to grant the DCO, Allow request that the Applicant is granted powers for the temporary use of land for carrying out the authorised development over powers of compulsory acquisition. Allow would then manage and maintain the ecological mitigation long term.

Allow have offered to enter into maintenance agreements with the Applicant and these negotiations are on-going and as such powers for the compulsory acquisition of land should not be granted until such time as those negotiations have fully concluded.

Compulsory acquisition is a measure of last resort and should not be granted in respect of Allow's land because it has and continues to offer alternative land in its ownership. There remains no compelling case in the public interest in securing land Allow's land compulsorily and the powers should not be granted because they do not meet the necessary legal tests.

20 January 2021