



Planning Act 2008 – section 92

Application by National Highways (formerly Highways England) for an Order granting Development Consent for the A417 Missing Link project

Agenda for Compulsory Acquisition Hearing 3 (CAH3)

In its [letter dated 5 April 2022](#), the Examining Authority (ExA) notified Interested Parties of its decision to hold a Compulsory Acquisition Hearing on the following date:

Hearing	Date and time	Location
Compulsory Acquisition Hearing 3 (CAH3)	Friday 29 April 2022 10.00am (Arrangements Conference starts at 9.30am*)	Virtually via Microsoft Teams

The above Hearing will be held with Issue Specific Hearing 5 (ISH5) and Open Floor Hearing 2 (OFH2) as part of a single continuous event, hence the identical start times for each Hearing. A single Arrangements Conference will be held at 9.30am for all the Hearings, and the Hearings will be accessed via the same set of joining instructions.

**Participants must join the Arrangements Conference in order to register and be permitted access to the Hearing.*

About CAH3

A further Compulsory Acquisition Hearing is being held to:

- enable any Affected Person and/ or Interested Party to make oral representations on the proposal to vary the extent of Compulsory Acquisition rights sought and introduce new plots via subdivision; and
- enable any additional Affected Persons to make oral representations on matters relating to the proposed Compulsory Acquisition of land and rights.

Attendance at the Hearing

The ExA is conducting this Hearing virtually. The Planning Inspectorate's Advice Notice 8.6 provides detailed advice regarding virtual Examination events.¹

¹ Further information is available in Advice Note 8.6, available at: <https://infrastructure.planninginspectorate.gov.uk/legislation-and-advice/advice-notes/advice-note-8-6-virtual-examination-events/>



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Anyone wishing to attend the Hearing who has not already advised the Case Team of this should do so as soon as possible (and by **Thursday 28 April 2022 at the latest**), as you will need to be issued with joining instructions to access the Hearing virtually. Please email: A417MissingLink@planninginspectorate.gov.uk.

Parties can join using a computer, laptop, tablet, mobile phone or landline telephone. Invitees will receive full instructions on how to join online or by phone in a separate email shortly before the Hearing, including a joining link or telephone number through which you can join the Arrangements Conference. The joining link and telephone number are for your own personal use and **should not be shared with any other party**.

Please join the Arrangements Conference at the start time. The Case Team will admit you from the lobby and register your attendance. The Arrangements Conference allows procedures to be explained and will enable the Hearing to start promptly.

It is the Applicant's intention to livestream the Hearing, and a link to watch the livestream will be posted on the [project webpage of the Planning Inspectorate's National Infrastructure Planning website](#) closer to the event date. A recording of the Hearing will also be made available on the project webpage shortly after the event.

Participation, conduct and management of Hearing

Affected Persons (AP) whose land interests are affected under Compulsory Acquisition proposals are entitled to speak at a Compulsory Acquisition Hearing (CAH). Those who have not previously appeared at a CAH and have indicated a wish to speak are being invited to attend the Hearing. Therefore, the Applicant and the following APs are invited to attend and participate in this Hearing:

- Mr and Mrs Field and their representative Mr Bruce Fowler.

The ExA will probe, test and assess the evidence through direct questioning of persons making oral representations. Questioning at the Hearing will be led by a member of the Panel, supported by other Panel members.

Breaks will be taken during the Hearing as directed by the ExA.

This agenda is for guidance only. It is not designed to be exclusive or exhaustive. The ExA may add other issues for consideration, may alter the order in which issues are considered and will seek to allocate sufficient time to each issue to allow proper consideration. In particular, it is noted that this agenda has been compiled in advance of written submissions for Deadline 7a. As such, any information or updates provided at this Deadline have not been taken into account when compiling this agenda.



The Planning Inspectorate

Should the consideration of the issues take less time than anticipated, the ExA may conclude the Hearing as soon as all relevant contributions have been made and all questions asked and responded to.

If there are additional matters to be dealt with or there are submissions that take a considerable amount of time, there may be a need to continue the session for longer on the day or continue the Hearing at a subsequent sitting.

The ExA recognises that other Hearings may contribute information and evidence which will be used in support of a recommendation in respect of Compulsory Acquisition.

References in square brackets [] are to the unique document identification number in the Examination Library. This document is found on the National Infrastructure Planning website at:

<https://infrastructure.planninginspectorate.gov.uk/projects/South%20West/A417-Missing-Link/>

The Hearing will have regard to submissions already set out in the following documents. You may find it useful to have copies available on your screen or printed beforehand:

- Draft Development Consent Order [[REP6-007](#)];
- Draft DCO Explanatory Memorandum [[REP4-017](#)]
- Statement of Reasons [[REP4-020](#)];
- Funding Statement [[APP-025](#)];
- Book of Reference [[REP4-022](#)];
- Land Plans [[REP4-006](#)]; and
- Special Category Land Plans [[AS-037](#)].

May we draw your attention to **Deadline 8** in the Examination Timetable (**Friday 6 May 2022**) and our request to receive full summaries of all oral submissions given at this Hearing by that date by those who made them. Note that any additional illustrative or supporting material that you wish to share must be submitted at Deadline 8, as it will not be possible for you to show it on screen during your contribution to the Hearing.

Please contact the Case Team if you have any questions regarding the arrangements for the Hearing: A417MissingLink@planninginspectorate.gov.uk



Compulsory Acquisition Hearing 3

Project	A417 Missing Link [TR010056]
Title of meeting	Compulsory Acquisition Hearing 3 (CAH3)
Date	Friday 29 April 2022
Time	10.00am (Arrangements Conference from 9.30am)
Venue	Virtually via Microsoft Teams
Attendees	Invitees

Agenda

Item 1	Welcome, preliminary matters and introductions.
Item 2	Purpose of the Hearing.
Item 3	Brief summary by the Applicant of changes to the Application and any effect these have on the Applicant's case for Compulsory Acquisition and interference with rights (overall case and individual plots).
Item 4	Confirmation of those who have notified the Examining Authority of a wish to be heard at CAH3 and those invited by the Examining Authority to attend.
Item 5	<p>Representations from Affected Persons:</p> <ul style="list-style-type: none">• Each Affected Person who has indicated a wish to speak will be invited in turn to address the Examining Authority.• Following each submission, the Examining Authority may wish to ask the speaker questions.• The Applicant will be invited to respond to any matters raised by each speaker, or in summary at the close of the Hearing.• Oral submissions should be based on representations previously made in writing by the particular participant. However, representations made at the Hearing should not simply repeat matters previously covered in a written submission, but rather provide further detail, explanation and evidential corroboration to help inform the Examining Authority.
Item 6	Responses by Applicant (if not done individually under item 4).



The Planning Inspectorate

Item 7	Statutory undertakers and statutory bodies. The Applicant to update the ExA on the position with regard to Severn Trent Water Ltd and the holding objection in its Relevant Representation.
Item 8	Actions points and post-Hearing notes.
Item 9	Any other business and closing remarks.
Item 10	Close of CAH3.