



Planning Act 2008 – section 91

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

Agenda for Issue Specific Hearing 5 (ISH5)

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

Hearing	Date and time	Location
Issue Specific Hearing 5 (ISH5)	Friday 29 April 2022 10.00am (Arrangements Conference starts at 9.30am*)	Virtually via Microsoft Teams

The above Hearing will be held with Compulsory Acquisition Hearing 3 (CAH3) 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 ISH5

The purpose of ISH5 is to enable any additional Affected Persons and/ or additional Interested Parties to make oral representations on matters that have been discussed at previous ISHs:

- Issue Specific Hearing 1 ([ISH1](#)) on the draft Development Consent Order (DCO).
- Issue Specific Hearing 2 ([ISH2](#)) on Environmental Matters.
- Issue Specific Hearing 4 ([ISH4](#)) on Environmental Matters.



The Planning Inspectorate

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

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 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

Participation in the Hearing is subject to the ExA's power to control the Hearing. IPs may be invited to make oral representations at the Hearing² (subject to the ExA's power to control the Hearing). Oral representations should be informed by the Relevant Representations and Written Representations made by the person by whom (or on whose behalf) the oral representations are made.

Following the above mentioned notification of this Hearing, the ExA received a request to participate from Dr A. Boswell (Climate Emergency Planning and Policy (CEPP)). The ExA therefore invites the following IPs to appear at this Hearing:

- The Applicant.
- Dr A. Boswell (CEPP).

Representations made at the Hearing should not simply repeat matters previously covered in a written submission. Rather, they should draw attention to those

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/>

² s91 Planning Act 2008



The Planning Inspectorate

submissions in summary form and provide further detail, explanation and evidential corroboration to help inform the ExA.

The ExA may ask questions about representations or ask the Applicant or other parties to comment or respond. The ExA will probe, test and assess the evidence through direct questioning of persons making oral representations. Questioning at the Hearing will therefore be led by a member of the Panel, supported by other Panel members.

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.

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 at a subsequent sitting.

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

All parties should note that the agenda given below is to provide a framework for this Hearing and offer discussion points; it does not constrain the ExA to specific topics. The ExA may wish to raise other matters arising from submissions and pursue lines of inquiry in the course of the discussions which are not included in this agenda.

References in square brackets [] are to the unique document identification number in the Examination Library. This document is regularly updated and can be found on the project webpage of the National Infrastructure Planning website at:

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

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



Issue Specific Hearing 5

Project	A417 Missing Link [TR010056]
Title of meeting	Issue Specific Hearing 5 (ISH5)
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.
Item 4	Confirmation of those who have notified the Examining Authority of a wish to be heard at ISH5 and those invited by the Examining Authority to attend.
Item 5	<p>Representations from Affected Persons or Interested Parties in respect of matters raised in previous ISHs and included on those previous agendas (a copy of the agendas for which are available on the following links: ISH1, ISH2, and ISH4):</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.



The Planning Inspectorate

Item 6	Responses by Applicant (if not done individually under item 5).
Item 7	Actions points and post-Hearing notes.
Item 8	Any other business and closing remarks.
Item 9	Close of ISH5.