

A12 Chelmsford to A120 widening scheme

TR010060

5.2 Consultation Report

Annex I: S46 letter and the enclosures sent to PINS (with date)

APFP Regulation 5(2)(q)

Section 37(3)(c) of the Planning Act 2008
Infrastructure Planning (Applications: Prescribed
Forms and Procedure) Regulations 2009

Volume 5

August 2022

Infrastructure Planning

Planning Act 2008

A12 Chelmsford to A120 widening scheme

Development Consent Order 202[]

5.2 Annex I: S46 letter and the enclosures sent to PINS (with date)

Regulation Reference	Regulation 5(2)(q)
Planning Inspectorate Scheme Reference	TR010060
Application Document Reference	TR010060/APP/5.2
Author	A12 Project Team, National Highways

Version	Date	Status of Version
Rev 1	August 2022	DCO Application

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1 Section 46 letter to notify the Planning Inspectorate



PINS ref: TR010060

A12 Chelmsford to A120 widening

Project Team

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MK41 7LW

BS1 6PN

Dear **Mr. Richard Price**

A12 Chelmsford to A120 widening scheme

PLANNING ACT 2008 SECTION 46: DUTY TO NOTIFY SECRETARY OF STATE OF PROPOSED APPLICATION

I am hereby notifying you under Section 46 of the Planning Act 2008 that Highways England ('the Applicant') intends to apply under Section 37 of the Planning Act 2008 for a Development Consent Order (DCO) for the A12 Chelmsford to A120 widening scheme.

Consultation Information

Highways England will be undertaking statutory pre-application consultation under Section 42 of the Planning Act 2008 between **22nd June 2021** and **16th August 2021**.

Please find the documents listed in this letter attached in the accompanying email.

Additionally we have set up a Teams channel, the link to which is again in the accompanying email and all of the information that has been supplied to S42 prescribed consultees as part of this consultation is included on that channel. This information has been supplied either by hardcopy, memory sticks or via the project website at

████████████████████ and the covering letters provided confirm how this information has been supplied to the consultees. The information provided is as follows:

- Covering letters for S42 cat 1, 2, 3 and 4 (landowners, host and neighbouring local authorities and prescribed consultees)
- Section 48 Notice
- Section 47 Notice

- Consultation brochure
- Consultation response form
- Statement of Community Consultation (SoCC)
- Preliminary Environmental Information Report, accompanied by a Non-Technical Summary
- Traffic Modelling Report for Consultation
- Map books 1, 2 and 3 (general arrangement plans, land use plans and engineering plans)

We would also like to draw your attention to the fact that in addition to this being a highways scheme under the Planning Act 2008, the proposed scheme includes changes to a number of existing utilities. These changes include the diversion of two high pressure gas pipelines operated by Cadent Gas Limited. The first high pressure gas pipeline is located between Springfield in Chelmsford and Little Braxted running along the southern side of the A12 within the local authority areas of Chelmsford and Braintree. The second is located between the Witham Bypass and Little Braxted running along the south of the A12 also in the local authority area of Braintree (the Diversions). To the extent that the Diversions satisfy the criteria to be considered an NSIP under section 20 of the Planning Act 2008, the Diversions will be treated as NSIPs in their own right.

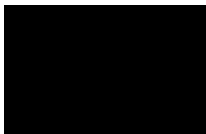
Even though the Diversions may be treated as NSIPs in their own right, as they are part of the proposed scheme they will form part of the application for development consent which will be made by Highways England to the Secretary of State for Transport. To the extent the Diversions are an NSIP in their own right they would also be considered against the relevant energy National Policy Statements within the application.

Consultation arrangements

All consultation materials will be available online at [REDACTED] where there is also a virtual exhibition, where people can find out more about the webinars we will be hosting and the scheme in general. In addition, and subject to the government COVID road map, a series of public consultation events and pick up locations will be available. The times of the public consultation events and the pick up locations are set out in the SoCC and will also be included on the website. We have directed consultees to the website for further information about these elements due to the uncertainty caused by COVID-19. Further details of the consultation arrangements can be found on the website and in the enclosed Section 48 Notice.

Should you have any queries, please do not hesitate to contact me using the details provided below. Please acknowledge that this notice has been received as a record of compliance.

Yours sincerely,



Shah Hussain

Senior Project Manager for A12 Chelmsford to A120 widening scheme Email:

[REDACTED]
[REDACTED]

2 Confirmation letter from The Planning Inspectorate



The Planning Inspectorate

National Infrastructure Planning
Temple Quay House
2 The Square
Bristol, BS1 6PN

Customer Services:
e-mail:

0303 444 5000
A12ChelmsfordA120@planninginspectorate.gov.uk

Shah Hussain
Highways England
By email only

Your Ref:
Our Ref: TR010060
Date: 24 June 2021

Dear Mr Hussain

Planning Act 2008 – Section 46 and The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 – Regulation 8

Proposed application by Highways England for an Order Granting Development Consent for the A12 Chelmsford to A120 Widening Scheme

Acknowledgement of receipt of information concerning proposed application

Thank you for your letter of 21 June 2021 and the following documentation:

- Covering letters for s42 cat 1, 2, 3 and 4 (landowners, host and neighbouring local authorities and prescribed consultees)
- Section 48 Notice
- Section 47 Notice
- Consultation brochure
- Consultation response form
- Statement of Community Consultation (SoCC)
- Preliminary Environmental Information Report, accompanied by a Non-Technical Summary
- Traffic Modelling Report for Consultation

- Map books 1, 2 and 3 (general arrangement plans, land use plans and engineering plans)

I acknowledge that you have notified the Planning Inspectorate of the proposed application for an order granting development consent for the purposes of section 46 of the PA2008 and supplied the information for consultation under section 42. The following reference number has been given to the proposed application, which I would be grateful if you would use in subsequent communications:

TR010060

I also acknowledge notification on 28 October 2020 in accordance with Regulation 8(1)(b) of The Infrastructure Planning (Environmental Impact Assessment)

<https://infrastructure.planninginspectorate.gov.uk>

Regulations 2017 that you propose to provide an environmental statement in respect of the proposed development.

I will be your point of contact for this application during the Pre-application stage – my contact details are at the end of this letter.

The role of the Planning Inspectorate at the Pre-application stage is to provide independent and impartial advice and to have open discussions with applicants, statutory bodies and others about the processes and requirements of the regime. It is important that you keep us accurately informed of your timetable and any changes that occur.

We will publish advice we give to you or other parties on our website and, if relevant, direct parties to you as the Applicant. We are happy to meet at key milestones and/or provide advice as the case progresses through the Pre-application stage.

Once you have prepared draft documents we are able to provide technical advice, in particular on the draft Development Consent Order, draft Explanatory Memorandum, the draft Consultation Report and any draft Habitats Regulations Assessment. We would encourage you to build this into your timetables.

In the meantime, you should have regard to the guidance and legislation material provided on our website including The Infrastructure Planning (Fees) Regulations 2010 (as amended) and associated guidance, which you will need to observe closely in establishing the correct fee to be submitted at the successive stages of the application process.

When discharging your Pre-application duties you should also be aware of your obligation under the UK GDPR.

If you have any further queries, please do not hesitate to contact me.

Yours sincerely

Richard Price

Richard Price

Operations Manager for National Infrastructure and Transport

Tel. [REDACTED]
[REDACTED] [REDACTED]

This communication does not constitute legal advice.

Please view our [Privacy Notice](#) before sending information to the Planning Inspectorate.

<https://infrastructure.planninginspectorate.gov.uk>

3 Section 46 letter to notify the Planning Inspectorate of supplementary consultation



<p>PINS ref: TR010060</p> <p>The Planning Inspectorate Major Applications and Plans Temple Quay House Temple Quay Bristol BS1 6PN</p>	<p>A12 Chelmsford to A120 widening Project Team National Highways Woodlands Manton Lane Bedford MK41 7LW</p> <p>0300 123 5000</p> <p>Date: 08/11/202</p>
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Dear **Mr. Martin Almond**

A12 Chelmsford to A120 widening scheme

SUPPLEMENTARY PRE-APPLICATION CONSULTATION – 09 NOVEMBER 2021 to 19 DECEMBER 2021

Planning Act 2008 Section 46: Duty to consult on a proposed application

I am hereby notifying you that National Highways ('the Applicant') (formerly known as Highways England) intends to hold a supplementary consultation on changes made to the design in response to Statutory Consultation comments. National Highways will apply under Section 37 of the Planning Act 2008 for a Development Consent Order (DCO) for the A12 to A120 widening scheme (the scheme).

Consultation Information

National Highways will be undertaking supplementary pre-application consultation between **9th November 2021** and **19th December 2021**. Please find the documents listed in this letter attached in the accompanying email. Additionally we have set up a Teams channel, the link to which is again in the accompanying email and all of the information that has been supplied to S42 prescribed consultees as part of this consultation is

included on that channel. This information has been supplied either by hardcopy, memory sticks or via the project website at www.highwaysengland.co.uk/A12 and the covering letters provided confirm how this information has been supplied to the consultees. The information provided is as follows:

- Covering letters for S42 consultees (existing land interests, new land interests, host and neighbouring local authorities and prescribed consultees)
- Consultation brochure
- Consultation response form
- Supplementary consultation Environmental Report
- Understanding Map Book Guide 2021
- Map books 1 and 2 (general arrangement plans and land use plans)

Registered office Bridge House, 1 Walnut Tree Close, Guildford GU1 4LZ

National Highways Company Limited registered in England and Wales number 09346363

The proposed scheme includes changes to a number of existing utilities. These changes include the diversion of two high pressure gas pipelines operated by Cadent Gas Limited. The first high pressure gas pipeline is located between Springfield in Chelmsford and Little Braxted running along the southern side of the A12 within the local authority areas of Chelmsford and Braintree. The second is located between the Witham Bypass and Little Braxted running along the south of the A12 also in the local authority area of Braintree (the Diversions). To the extent that the Diversions satisfy the criteria to be considered an NSIP under section 20 of the Planning Act 2008, the Diversions will be treated as NSIPs in their own right.

Supplementary Consultation

The statutory consultation on the proposed scheme closed on 16 August 2021. As part of the proposed scheme's continuing development we are now undertaking a supplementary consultation on changes we have made to the proposed scheme, including the following proposals:

- removal of Junction 21 Southern link road, so the traffic will use a new and enhanced northern link road via Wellington Bridge to access the proposed junction 21 alongside walkers, cyclist and horse riders
- removal of proposed noise barriers through Hatfield Peverel to be replaced with improved road surfacing with better noise performance,
- options for Gas Main Diversion corridors near Witham,
- temporary removal of a noise barrier at Market Lane to enable construction of the proposed scheme,
- local road interventions at Inworth Road,
- closure of Easthorpe Road access to the A12 (except walkers, cyclists, horse riders, emergency services and private agricultural access).

In addition to the changes described above, this supplementary consultation also includes a number of additional changes to the design captured within the brochure and/or on plans and tables with a description of the change. The changes are split into 3 categories explained below:

Category 1: the main changes we are proposing as a result of our updated design which are likely to result in a change to the environmental information we presented at statutory consultation. These changes are presented in more detail in the brochure.

Category 2: further changes as a result of our updated design, these may also involve an environmental change but those are considered to have a less significant environmental impact and are potentially more localised. These are detailed in a schedule on page 42 of the brochure.

Category 3: minor changes as a result of our updated design. The majority of these will not involve a change to the environmental information we presented at statutory consultation and which are generally more localised in nature.

Consultation arrangements

All consultation materials will be available online at www.nationalhighways.co.uk/A12 where there is also a virtual exhibition, where people can find out more about the online drop-in events that we will be hosting and the scheme in general. In addition, and subject to the government COVID guidelines, a series of physical drop-in events and pick up locations will be available. The times of the drop-in events and the pick up locations are available on the website. We have directed consultees to the website for further information about these elements due to the uncertainty caused by COVID-19.

We are consulting to a similar extent as the statutory consultation, with adverts in local and national newspapers. All the information about the supplementary consultation and its events are available on the following website: [REDACTED].

Should you have any queries, please do not hesitate to contact me using the details provided below.

Yours sincerely,



Shah Hussain

Senior Project Manager for A12 Chelmsford to A120 widening scheme Email:

[REDACTED]

[REDACTED]