

Our ref: TR010060/S51

A12 Chelmsford to A120 widening
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A12 Chelmsford to A120 widening scheme POST DCO-APPLICATION SECTION 51 ADVICE AND SECTION 55 CHECKLIST RESPONSES

This document has been prepared by the Applicant in response to the Section 51 advice and Section 55 checklist issued by the Planning Inspectorate.

The first section is responses to the individual issues noted in the Section 51 advice and Section 55 checklist. The second section is a summary of any documentation changes.

1. Individual Responses

1.1. Plans

17no plan sets have been flattened to improve accessibility.

1.2. Consultees identified on a precautionary basis

The following consultees have been included in the s56 notices distribution:

- Northern Gas Networks Limited
- Wales and West Utilities Ltd
- Squire Energy Limited
- Optimal Power Networks Limited

1.3. Environmental Statement (Docs 6.1 to 6.4) - dormouse and bat surveys update

The surveys for dormouse and bats relating to the diversion of the Cadent gas main are programmed to continue into mid-November 2022 for dormouse and late September 2022 for bats. The outstanding dormouse surveys are required for a single landowner, who only permitted access for surveys late in the season, whereas dormouse surveys for other landowners along the Cadent gas main were completed in early September. Although there were a few constraints on access for the other landowners, overall these have not compromised the results of the surveys. To date, no dormouse have been recorded within the Cadent gas main survey area (182 dormouse tubes surveyed in 2022). The outstanding surveys relate to a parcel of land (containing 47 survey tubes) surrounded by other areas that were surveyed in 2022, so it seems unlikely dormouse would be present.

The survey reports will be submitted to The Planning Inspectorate by 28 October (bats) and 9 December (dormouse), and in advance of the likely date of the Preliminary Meeting.

The draft mitigation licence for bats was submitted to Natural England on 15 July 2022. On the assumption of a 30-working day response period we are due to receive a response imminently. Depending on the extent of comments received we would be hopeful of securing a Letter of No Impediment (LONI) before the end of the year. If the bat surveys for the Cadent gas main survey reveal bat features which would be impacted by the construction works, we would revise and reissue the draft mitigation licence for bats to Natural England and request a LONI. Given the programme indicated above, we would aim to reissue to draft mitigation licence before Christmas with a view to receiving the LONI in early to mid-February 2023.

Should dormice be recorded in the area still being surveyed, then our approach for dormice would be firstly to work with Cadent to determine whether a method of construction could be agreed to avoid impacts to dormice habitat. If this is not possible then we would prepare a draft licence application for review by Natural England, with a view to seeking a LONI from them. Should the DCO consent be granted, we would seek a licence from Natural England to remove dormouse habitat. Mitigation would include where practicable, timing of works including vegetation clearance to minimise impacts to dormice and provision of dormice boxes to improve the quality of retained habitat.

1.4. Funding Statement (document reference TR010060/APP/4.3)

Paragraph 3.1.4 of the Funding Statement (document reference TR010060/APP/4.3 has been updated to clarify inclusion of this scheme in RIS 2.

1.5. Draft DCO (document reference TR010060/APP/3.1)

The following referencing errors have been rectified

- Article 12 (4) on p14
- Article 15 (4) on p18
- Article 22 (3) on p22
- Article 30 (2) on p30
- Article 31 (10) on p32
- Article 42 (1) on p39

A comparison document in word format (Comparison_ A12 DCO -v- MASTER Post-acceptance DCO - 20 Sep 22) has been included for assurance purposes.

1.6. Inter-relationship document (document reference TR010060/APP/7.6)

New section (4.5) added to include Rivenhall IWNF relationship with the A12

1.7. Land Plans (document reference TR010060/APP/2.7)

Sheet 6 of the Land Plans Document has been updated to include a Inset for the small area of a larger parcel of land.

1.8. Permanent Works Plans (document reference TR010060/APP/2.2.1)

The Permanent Works Plan will be updated and re-submitted to PINs by the 7th October, to amend the minor errors to numbered works 2(a), 1(c), and 4 as noted in the Section 55 checklist.

2. Documentation Updates

Table 1 sets out the changes made to documents previously submitted with the application for development consent made on 15 August 2022.

Table 2 has been prepared by the Applicant to list documents that have been provided in a compressed format. These documents have undergone no content changes, rather have been supplied in the new compressed state for increased accessibility (as requested in the Section 51 advice letter). As there has been no change to the content of the documents the revision reference has not changed.

Table 1: Summary of changes made to documents

Document Name	Application Document Ref:	New revision number	Article / Schedule / Section	Change
Draft DCO	TR010060/APP/3.1	2	Article 12 (4)	Reference to part 3 of schedule 4 amended to part 4 of schedule 4
			Article 15 (4)	Reference to part 8 of schedule 3 amended to part 12 of schedule 3
			Article 22 (3)	Reference to part 8 of schedule 3 amended to part 9 of schedule 3
			Article 30 (2)	Reference to part 3 of schedule 4 amended to part 4 of schedule 4
			Article 31 (10)	Reference to part 3 of schedule 4 amended to part 4 of schedule 4
			Article 42 (1)	Reference to schedule 10 amended to schedule 11
Funding Statement	TR010060/APP/4.2	2	Section 3.1.4	Clarification the A12 will be funded as part of the Road Investment Strategy 2
Interrelationship Document	TR010060/APP/7.6	2	Section 4.5	New section added
Land Plans	TR010060/APP/2.7	2	HE551497-ARD-LDC-SCHW-DR-X-0306	Inset B added

Table 2: Documents provided in compressed format

Document Name	Application Document Ref:
CONSTRUCTION PHASE PLANS PART 1	TR010060/APP/2.15
CONSTRUCTION PHASE PLANS PART 2	TR010060/APP/2.15
GENERAL ARRANGEMENT PLANS PART 2	TR010060/APP/2.9
GENERAL ARRANGEMENT PLANS PART 3	TR010060/APP/2.9
GENERAL ARRANGEMENT PLANS PART 4	TR010060/APP/2.9
GENERAL ARRANGEMENT PLANS PART 5	TR010060/APP/2.9
ENGINEERING SECTION DRAWINGS PART 4	TR010060/APP/2.11
STREETS, RIGHTS OF WAY AND ACCESS PLANS PART 1	TR010060/APP/2.6
STREETS, RIGHTS OF WAY AND ACCESS PLANS PART 2	TR010060/APP/2.6

CLASSIFICATION OF ROADS PLANS PART 1	TR010060/APP/2.4
CLASSIFICATION OF ROADS PLANS PART 2	TR010060/APP/2.4
DE-TRUNKING AND STOPPING UP PLANS PART 1	TR010060/APP/2.10
DE-TRUNKING AND STOPPING UP PLANS PART 2	TR010060/APP/2.10
PERMANENT WORKS PLANS	TR010060/APP/2.2.1
TEMPORARY WORKS PLANS	TR010060/APP/2.2.3
UTILITY DIVERSIONS	TR010060/APP/2.2.2
RETAINED AND REMOVED VEGETATION PLANS PART 2	TR010060/APP/2.14