

The Infrastructure Planning (Compulsory Acquisition) Regulations 2010

M5 Junction 10 Improvements Scheme proposed provision for the compulsory acquisition of additional land

Regulation 6(1)			
Within 28 days (starting the day after receipt) the Secretary of State must decide whether or not to accept the proposed provision as part of the application.	Date received	28-day due date	Date of decision
	4 th September	2 nd October	17 September 2024
Regulation 6(2)	Planning Inspectorate Comments		
Regulation 4 - Prescribed procedure for compulsory acquisition of land			
Regulations 5 to 19 prescribe the procedure for the purposes of the condition in subsection (4) of section 123 (land to which authorisation of compulsory acquisition can relate) and apply where—			
(a) it is proposed to include in an order granting development consent a provision authorising the compulsory acquisition of additional land;	The change does not include additional land beyond that already included within the Order Limits, however additional rights are sought over certain plots.		
(b) a person with an interest in the additional land does not consent to the inclusion of the provision	The Applicant has confirmed in the covering letter [AS-062] they do not have consent from all APs		
Summary – Regulation 4	<i>The proposed provision is one to which regulations 5 to 9 of the Infrastructure planning (Compulsory Acquisition) Regulations 2010 apply. The Applicant is seeking to gain additional land rights beyond those previously sought and do not have each of the AP's consent for these increased rights.</i>		
Regulation 5 - Proposed Provision			
The applicant must send to the Secretary of State details of the proposed provision which must—			
(a) be in the form of a book of reference or, where a book of reference has been submitted to the Secretary of State, a	The Applicant has included [AS-071] BoR		

supplement to that book;	
<p>(b) be accompanied by—</p> <p>(i) land plan identifying the land required as additional land, or affected by the proposed provision; and</p> <p>(ii) a statement of reasons as to why the additional land is required and a statement to indicate how an order that contains the authorisation of the compulsory acquisition of the additional land is proposed to be funded.</p>	<p>The Applicant has included a SoR [AS-070]; Land Plans [AS-066]; Explanatory memorandum [AS-069]; Addendum to the Land Rights Tracker [AS-065]; and Schedule of Changes Document [AS_064].</p>
<p>Summary – Regulation 5</p>	<p><i>The Book of Reference is, as permitted by Regulation, having been provided in full rather than as supplemental to that already submitted. The Land plans, Statement of Reasons and Explanatory Memorandum are also provided as replacements for the DCO application. This is accords with Regulation 5(b) and is sufficient to explain the proposed provision.</i></p>

Case Manager

Spencer Barrowman

Spencer Barrowman

Signed

Date:

17 September 2024

Lead member of the Examining Authority

Edwin Maund

Edwin Maund

Signed

Date:

17 September 2024