



Adequacy of Consultation Representation Proforma

Under *Section 55(4)(b) of the Planning Act 2008* (as amended) (PA2008) the Planning Inspectorate, on behalf of the Secretary of State, must take any adequacy of consultation representation (AoCR) received from a local authority consultee into account when deciding whether to accept an application for development consent, and this will be published should the application be accepted for examination.

An AoCR is defined in s55(5) in PA2008 as “a representation about whether the applicant complied, in relation to that proposed application, with the applicant’s duties under sections 42, 47 and 48”.

Project name	A46 Newark Bypass
Date of request	26 April 2024
Deadline for AOCR	09 May 2024
Return to	A46NewarkBypass@planninginspectorate.gov.uk

Please complete the proforma outlining your AoCR on the above NSIP.

Local Authority	Lincolnshire County Council
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In the opinion of the local authority, has the applicant complied with the legislative requirements listed below?

Please note that this is specifically about the statutory consultation(s) undertaken.

Assessment of Compliance - Required	
S42 Duty to consult	Yes
S47 Duty to consult local authority	Yes
S48 Duty to publicise	Yes

If you would like to give more detail on any of the above, please do so below.

Please keep it as succinct as possible and refer to facts and evidence related to consultation, rather than the merits of the application.



Additional comments - <i>Not compulsory</i>	
S42 Duty to consult	<p>The applicant conducted a period of non-statutory engagement which ran from December 2020 until February 2021.</p> <p>The County Council responded to the EIA Scoping Opinion request from the Planning Inspectorate and raised issues relating to heritage and highways.</p> <p>Lincolnshire County Council is an adjacent authority to the A46 Newark Bypass scheme. The Council received notification of the statutory consultation on 21 October 2022. This consultation ran from 26 October 2022 until 12 December 2022 and allowed six weeks for consultation responses rather than the minimum 28 day period.</p>
S47 Duty to consult local authority	<p>The applicant produced a Statement of Community Consultation (SoCC). The Council, as an adjacent authority, did not make comments on the SoCC.</p> <p>The Applicant held several public consultation events during the consultation period and offered various methods for responses to be received, in accordance with the SoCC.</p>
S48 Duty to publicise	<p>The applicants online portal was very useful.</p> <p>The applicant has publicised the scheme in line with S48.</p>
Any other comments	<p>Lincolnshire County Council considers that National Highways has carried out adequate pre-application consultation in line with Sections 42, 47 and 48 of the 2008 Planning Act.</p>