

Our ref:
Your ref: TWA 8/1/4

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2 May 2013

For the attention of Robert Fox

Dear Robert

**PLANNING ACT 2008 (AS AMENDED)
APPLICATION FOR DEVELOPMENT CONSENT BY ABLE HUMBER PORTS
LIMITED FOR THE PROPOSED ABLE MARINE ENERGY PARK**

Thank you for your letter of 19 April 2013 in respect of the above development.

Further to our discussion, I have discussed this with our Major Projects Division who are responsible for progressing the scheme to upgrade the A160. Our position would be as follows:

- 1) The major scheme to improve the Manby Road Roundabout is only necessary where the A160 upgrade scheme is not expected to take place within a reasonable period. However, in 2012 the A160 scheme was selected for accelerated delivery by the government and is expected to start on site in summer 2015 with completion in Autumn 2016. Therefore, a possession to undertake highway works is unnecessary.
- 2) If for any reason the scheme should fail to go ahead within the timescales set out in 1) above, a possession by a developer of unspecified start, end and duration could cause significant problems in revising the scheme for later delivery.
- 3) Any schemes on or affecting the A160 required in relation to the development can be delivered under a Highways Act 1980 section 278 agreement between the developer and the Secretary of State for Transport. This would be the normal approach to delivering such a scheme, and will in any case be required for the required improvements to the signal controlled junction at A160 and Eastfield Road.

Therefore, we would recommend that consent is not given to the compulsory acquisition as set out in the application documentation.

This recommendation should not be interpreted in any way as an unwillingness on the part of the Highways Agency to implement the improvements which are likely to be required under the Development Consent Order. Whatever your decision, we will work with the developers to ensure that such improvements are implemented in accordance with the requirements of the Order.

If you have any further queries, please contact me on the details overleaf and I will be happy to answer them.

Yours sincerely

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