



The Planning Inspectorate
Yr Arolygiaeth Gynllunio

Section 55

Acceptance of Applications Checklist

Appendix 3 of [Advice Note Six: Preparation and submission of application documents](#)

Cambridge Waste Water Treatment Plant Relocation Project

**Cambridge Waste Water Treatment Plant Relocation Project
Section 55 Acceptance of Applications Checklist**

Section 55 of the Planning Act 2008 can be viewed at legislation.gov.uk, here: <http://www.legislation.gov.uk/ukpga/2008/29/section/55>

DISCLAIMER: This Checklist a non-statutory checklist for the Planning Inspectorate to complete. Completion or self-assessment by the Applicant does not hold weight at the Acceptance stage. Unless specified, all references to the Planning Inspectorate are made in relation to functions being carried out on behalf of the Secretary of State for Department for Levelling Up, Housing and Communities.

Section 55(2) Acceptance of Applications				
1	Within 28 days (starting day after receipt) the Planning Inspectorate must decide whether or not to accept the application for Examination.	Date received	28-day due date	Date of decision
		28 April 2023	26 May 2023	24 May 2023
Section 55(3) – the Planning Inspectorate may only accept an application if it concludes that:		Planning Inspectorate comments		
Section 55(3)(a) and s55(3)(c): It is an application for an order granting development consent				
2	Is the development a Nationally Significant Infrastructure Project ¹ (NSIP) (or does it form part of an NSIP); and does the	Yes Section 4 of the Application Form (Doc 1.2) states: “A direction was given by the Secretary of State on 18 January 2021 confirming that the proposed development is to be treated as development of national significance for which development consent is required.”		

¹ NSIP is defined generally in s14 with the detailed thresholds for each of the specified categories being set out in ss15 to 30

	<p>application state on the face of it that it is an application for a Development Consent Order² (DCO) under the Planning Act 2008 (the PA2008), or equivalent words? Does the application specify the development to which it relates (i.e. which category or categories in Sections (s)14 to 30 does the Proposed Development fall)?</p> <p>If the development does not fall within the categories in s14 to 30, has a direction been given by the Secretary of State under s35 of the PA2008 for the development to be treated as development for which development consent is required?</p>	<p>The request for direction, dated 1 December 2023, is provided at Appendix 1 of the Planning Statement (Doc 7.5). Appendix 2 provides additional information sent to the SoS on 17 December 2020.</p> <p>‘A copy of the s35 Direction, dated 18 January 2021, is at Appendix 3 of the Planning Statement (Doc 7.5). This states that the Secretary of State is of the view that the Proposed Development by itself is nationally significant, for the reasons set out in an Annex to the Direction. The Secretary of State goes on to direct that the Proposed Development is to be treated as development for which development consent is required.’</p>
3	<p>Summary: Section 55(3)(a) and s55(3)(c)</p>	<p>The Planning Inspectorate is satisfied that the Draft DCO (Doc 2.1) includes development for which development consent is required.</p>
<p>Section 55(3)(e): The Applicant in relation to the application made has complied with Chapter 2 of Part 5 (pre-application procedure)</p>		

² Development consent is required for development to the extent that the development is or forms part of an NSIP (s31 of the PA2008)

4	<p>In accordance with the EIA Regulations³, did the Applicant (prior to carrying out consultation in accordance with s42) either (a) request the Planning Inspectorate adopt a Screening Opinion in respect of the development to which the application relates, or (b) notify the Planning Inspectorate in writing that it proposed to provide an Environmental Statement in respect of that development?</p>	<p>Yes</p> <p>On 21 September 2021 the Applicant notified the Planning Inspectorate in accordance with Regulation 8(1)(b) of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 of its intention to provide an Environmental Statement (ES) in respect of the Proposed Development. The notification was received before the start of statutory consultation on 24 February 2023.</p> <p>A copy of the notification letter is provided at Appendix 6.1.33 of the Consultation Report (6.1).</p>
5	<p>Have any Adequacy of Consultation Representations⁴ been received from 'A', 'B', 'C' and 'D' local authorities; and if so, do they confirm that the Applicant has complied with the duties under s42, s47 and s48?</p>	<p>Yes</p> <p>There are 18 host and neighbouring authorities, of which 10 responded to the Planning Inspectorate's invitation to make an Adequacy of Consultation Representation (AoCR) dated 03 May 2023.</p> <p>All 10 responding authorities confirmed in their AoCR that either the Applicant had complied with its duties under s42, s47 and s48 of the PA2008 and/ or that their authority had no comments/ objections to make. These local authorities were:</p> <ul style="list-style-type: none"> • East Cambridgeshire District Council (A authority) * • West Suffolk District Council (A authority) • Huntingdonshire District Council (A authority)

³ Regulation 8 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (2017 EIA Regulations), or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 6 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2009 (2009 EIA Regulations)

⁴ Section 55(4) of the PA2008 provides that the Planning Inspectorate must have regard to the Consultation Report, and any Adequacy of Consultation Representations received

		<ul style="list-style-type: none"> • South Cambridgeshire District Council (Host B authority) * • Cambridge City Council (Host B authority) * • Cambridgeshire County Council (Host C authority) * • Norfolk County Council (D authority) • Essex County Council (D authority) • Peterborough City Council (D authority) <p>All AoCRs received have been carefully considered and are available to view on the National Infrastructure Planning website</p> <p>*See Box 18.</p>
Section 42: Duty to consult		
Did the Applicant consult the applicable persons set out in s42 of the PA2008 about the proposed application?		
6	Section 42(1)(a) persons prescribed ⁵ ?	<p>Yes</p> <p>The Applicant has provided a list of persons consulted under s42(1)(a) on 24 February 2022 at Appendix 6.1.5 of the Consultation Report (Doc 6.1).</p> <p>A sample of the letter sent to s42(1)(a) consultees is provided at Appendix 6.1.26 of the Consultation Report (Doc 6.1).</p> <p>The Planning Inspectorate has identified the following parties based on a precautionary interpretation of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (the APFP Regulations) that were not consulted by the Applicant under s42:</p> <ul style="list-style-type: none"> • Association of Inland Navigation Authorities • Northern Gas Networks Limited • Wales and West Utilities Ltd

⁵ Statutory consultees set out in Schedule 1 of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (APFP Regulations)

		<ul style="list-style-type: none"> • Mua Electricity Limited • Optimal Power Networks Limited <p>The Applicant's Consultation Report (Doc 6.1) does not explain why the bodies identified above have not been consulted. However, it is noted that the licences held by these bodies cover Great Britain or various smaller areas and the operational areas of each are not clear from information in the public domain.</p> <p>None of the bodies listed above have been identified by the Applicant as having an interest in the Order lands and are not listed in the Book of Reference (Doc 3.3).</p> <p>Section 51 advice has been issued to the Applicant in respect of the above matter.</p>
7	Section 42(1)(aa) the Marine Management Organisation ⁶ ?	N/A
8	Section 42(1)(b) each local authority within s43 ⁷ ?	<p>Yes</p> <p>Paragraph 7.4.1, Table 7-1 of the Consultation Report (Doc 6.1) lists the relevant local authorities that were identified and consulted under s43 and s42(1)(b) on 24 February 2022.</p> <p>The host 'B' authority were consulted:</p> <ul style="list-style-type: none"> • South Cambridgeshire District Council • Cambridge City Council <p>The host 'C' authority was consulted:</p> <ul style="list-style-type: none"> • Cambridgeshire County Council <p>The boundary 'A' authorities were consulted:</p> <ul style="list-style-type: none"> • East Cambridgeshire District Council

⁶ In any case where the Proposed Development would affect, or would be likely to affect, any of the areas specified in s42(2) of the PA2008

⁷ Definition of 'local authority' in s43(3) of the PA2008: The 'B' authority where the application land is in the authority's area; the 'A' authority where any part of the boundary of A's area is also a part of the boundary of B's area; the 'C' authority (upper tier) where the application land is in that authority's area; the 'D' authority (upper tier) where such an authority shares a boundary with a 'C' authority

		<ul style="list-style-type: none"> • Huntingdonshire District Council • Uttlesford District Council • North Hertfordshire District Council • Braintree District Council • West Suffolk District Council <p>The boundary 'D' authorities were consulted:</p> <ul style="list-style-type: none"> • North Northamptonshire Council • Bedford Borough Council • Central Bedfordshire Council • Peterborough City Council • Norfolk County Council • Suffolk County Council • Essex County Council • Lincolnshire County Council • Hertfordshire County Council <p>A sample of the letter sent to s42(1)(b) relevant authorities is provided at Appendix 6.1.26 of the Consultation Report (Doc 6.1).</p>
9	Section 42(1)(c) the Greater London Authority (if in Greater London area)?	N/A
10	Section 42(1)(d) each person in one or more of s44 categories ⁸ ?	Yes Paragraph 7.5.5 of the Consultation Report (Doc 6.1) states that all persons identified under s42(1)(d) were consulted on 24 February 2022.

⁸ Category 1: owner, lessee, tenant or occupier of land; Category 2: person interested in the land or has power to sell and convey the land or to release the land; Category 3: persons who would or might be entitled to make a relevant claim.

		<p>The methodology undertaken by the Applicant to make diligent inquiry to seek to identify and consult persons with an interest in lands affected by the Draft DCO (Doc 2.1) is provided in Section 4.6 – 4.9 of the Consultation Report (Doc 6.1).</p> <p>The persons consulted under s42(1)(d) are listed at Appendix 6.1.32 of the Consultation Report (Doc 6.1).</p> <p>A sample of the letter is provided at Appendix 6.1.27 of the Consultation Report (Doc 6.1).</p>
Section 45: Timetable for s42 consultation		
11	<p>Did the Applicant notify s42 consultees of the deadline for receipt of consultation responses; and if so was the deadline notified by the Applicant 28 days or more starting with the day after receipt of the consultation documents?</p>	<p>Yes</p> <p>A sample of the letter sent to s42 consultees is provided at Appendix 6.1.26 of the Consultation Report (Doc 6.1).</p> <p>The sample letter dated 23 February 2022 confirmed that consultation commenced on 24 February 2022 and closed on 27 April 2022, providing more than the required minimum time for receipt of responses.</p>
Section 46: Duty to notify the Planning Inspectorate of proposed application		
12	<p>Did the Applicant supply information to notify the Planning Inspectorate of the proposed application; and if so, was the information supplied to the Planning Inspectorate on or before the date it was sent to the s42 consultees? Was this done on or before</p>	<p>Yes</p> <p>The Applicant gave notice under s46 on 22 February 2022, which was before the beginning of s42 consultation.</p> <p>A copy of the s46 notification letter and a copy of the Planning Inspectorate's acknowledgement is provided at Appendix 6.1.4 of the Consultation Report (Doc 6.1).</p>

	commencing consultation under s42?	
Section 47: Duty to consult local community		
13	Did the Applicant prepare a Statement of Community Consultation (SoCC) on how it intended to consult people living in the vicinity of the land?	<p>Yes</p> <p>A copy of the final SoCC is provided at Appendix 6.1.8 of the Consultation Report (Doc 6.1).</p>
14	Were 'B' and (where relevant) 'C' authorities consulted about the content of the SoCC; and if so, was the deadline for receipt of responses 28 days beginning with the day after the day that 'B' and, where applicable, 'C' authorities received the consultation documents?	<p>Yes</p> <p>Paragraph 5.2.5 of the Consultation Report (Doc 6.1) states that the Applicant sent the draft SoCC to Cambridge City Council, South Cambridgeshire District Council ('B Authority') and Cambridgeshire County Council ('C' authority) on 18 February 2021 and set a deadline of 19 March 2021 for responses; providing more than the required minimum time for responses to be received.</p>
15	Has the Applicant had regard to any responses received when preparing the SoCC?	<p>Yes</p> <p>Section 5.4 of the Consultation Report (Doc 6.1) provides a summary of the consultation responses from Cambridge City Council, South Cambridgeshire District Council, Cambridgeshire County Council and East Cambridgeshire District Council in respect of the draft SoCC and demonstrates how the Applicant had regard to their content.</p> <p>Examples of changes from the draft SoCC to the final SoCC include:</p> <ul style="list-style-type: none"> • The Applicant added reference to the parish councils to be consulted to the SoCC.

		<ul style="list-style-type: none"> • The Applicant included an additional parish council hall and local library Community Access Points in the final SoCC published. • The Applicant added District Councillors to the Community Working Group wording in the SoCC. <p>The Planning Inspectorate is satisfied that the Applicant had regard to the responses received when preparing the SoCC.</p>
16	<p>Has the SoCC been made available for inspection on a website maintained by or on behalf of the Applicant; and has a notice been published in a newspaper circulating in the vicinity of the land which states where and when the SoCC can be inspected?</p>	<p>Yes</p> <p>The final SoCC was made available at the following locations, which is reasonably convenient having regard to the location of the Proposed Development:</p> <ul style="list-style-type: none"> • South Cambridgeshire District Council • Cambridge City Council • East Cambridgeshire District Council • Bottisham Library Access Point • Waterbeach Library • Barnwell Road Library • St Peters Church, Horningsea <p>A notice stating when and where the final SoCC could be inspected was published in:</p> <ul style="list-style-type: none"> • Cambridge Independent – 09 June 2021 • Cambridge News – 09 June 2021 <p>The published SoCC notice, provided at Appendix 6.1.10 of the Consultation Report (Doc 6.1) states where and when the final SoCC was available to inspect.</p> <p>Clippings of the published advertisements have not been provided as a part of the application.</p>

17	Does the SoCC set out whether the development is EIA development ⁹ ; and does it set out how the Applicant intends to publicise and consult on the Preliminary Environmental Information?	<p>Yes</p> <p>Section 7 of the final SoCC at Appendix 6.1.8 of the Consultation Report (Doc 6.1) sets out that the development is EIA development and sets out how the Applicant intended to publicise and consult on the Preliminary Environmental Information.</p>
18	Has the Applicant carried out the consultation in accordance with the SoCC?	<p>Yes</p> <p>Section 6.2 – 6.3 of the Consultation Report (Doc 6.1) set out how the community consultation was carried out in line with the final SoCC.</p> <p>Section 6.4 of the Consultation Report (Doc 6.1) sets out how the Applicant has complied with the commitments set out in the final SoCC.</p> <p>Appendices 6.1.9 of the Consultation Report (Doc 6.1) provide evidence that the commitments within the final SoCC have been carried out.</p> <p>*Cambridge City Council, Cambridge County Council, Cambridgeshire County Council and East Cambridgeshire District Council have commented on the Statement of Community Consultation; none have raised any concerns.</p>
Section 48: Duty to publicise the proposed application		
19	Did the Applicant publicise the proposed application in the prescribed manner set out in Regulation 4(2) of the APFP Regulations which may encompass changes made by The Infrastructure Planning	<p>Yes</p> <p>Paragraph 8.3.1 of the Consultation Report (Doc 6.1) states:</p> <p>“The Section 48 notice (see Appendix 6.1.23: Section 48 Notice) publicising the Proposed Development and advertising the intention to apply for a DCO was placed in the publications listed in Table 8-1.”</p>

⁹ Regulation 12 of the 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 10 of the 2009 EIA Regulations

	(Publication and Notification of Applications etc.) (Amendment) Regulations 2020?	<p>Table 8-1 in Section 8 of the Consultation Report (Doc 6.1) displays the newspapers and dates of s48 publicity as set out below.</p> <p>A copy of the s48 notice is provided at Appendix 6.1.23 of the Consultation Report (Doc 6.1).</p> <p>Clippings of the published notices set out below are provided at Appendix 6.1.24 of the Consultation Report (Doc 6.1):</p>
Newspaper(s)		Date
a)	for at least two successive weeks in one or more local newspapers circulating in the vicinity in which the Proposed Development would be situated;	<ul style="list-style-type: none"> • Cambridge Independent • Cambridge News
b)	once in a national newspaper;	<ul style="list-style-type: none"> • The Guardian
c)	once in the London Gazette and, if land in Scotland is affected, the Edinburgh Gazette; and	<ul style="list-style-type: none"> • London Gazette
d)	where the proposed application relates to offshore development – (i) once in Lloyds List; and (ii) once in an appropriate fishing trade journal?	N/A

20	Did the s48 notice include the required information set out in Regulation 4(3) of APFP Regulations, which may encompass changes made by The Infrastructure Planning (Publication and Notification of Applications etc.) (Amendment) Regulations 2020?	<p>Yes</p> <p>The published s48 notice, supplied at Appendix 6.1.23 of the Consultation Report (Doc 6.1), contains the required information as set out below:</p>																
<table border="1"> <thead> <tr> <th data-bbox="192 533 701 603">Information</th> <th data-bbox="701 533 1160 603">Paragraph</th> </tr> </thead> <tbody> <tr> <td data-bbox="192 603 701 826">a) the name and address of the Applicant.</td> <td data-bbox="701 603 1160 826">1</td> </tr> <tr> <td data-bbox="192 826 701 1007">c) a statement as to whether the application is EIA development</td> <td data-bbox="701 826 1160 1007">3</td> </tr> <tr> <td data-bbox="192 1007 701 1256">e) a statement that the documents, plans and maps were available on a website maintained by or on behalf of the Applicant. The statement must include:</td> <td data-bbox="701 1007 1160 1256">6</td> </tr> </tbody> </table>		Information	Paragraph	a) the name and address of the Applicant.	1	c) a statement as to whether the application is EIA development	3	e) a statement that the documents, plans and maps were available on a website maintained by or on behalf of the Applicant. The statement must include:	6	<table border="1"> <thead> <tr> <th data-bbox="1160 533 1659 603">Information</th> <th data-bbox="1659 533 2045 603">Paragraph</th> </tr> </thead> <tbody> <tr> <td data-bbox="1160 603 1659 826">b) a statement that the Applicant intends to make an application for development consent to the Secretary of State</td> <td data-bbox="1659 603 2045 826">1</td> </tr> <tr> <td data-bbox="1160 826 1659 1007">d) a summary of the main proposals, specifying the location or route of the Proposed Development</td> <td data-bbox="1659 826 2045 1007">5</td> </tr> <tr> <td data-bbox="1160 1007 1659 1256">f) the latest date on which those documents, plans and maps will be available for inspection</td> <td data-bbox="1659 1007 2045 1256">6</td> </tr> </tbody> </table>	Information	Paragraph	b) a statement that the Applicant intends to make an application for development consent to the Secretary of State	1	d) a summary of the main proposals, specifying the location or route of the Proposed Development	5	f) the latest date on which those documents, plans and maps will be available for inspection	6
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	<ul style="list-style-type: none"> the nature and location of the Proposed Development The address of the website The place on the website A telephone number which can be used to contact the Applicant for enquiries in relation to the documents, plans and maps. 			
g)	whether a charge will be made for copies of any of the documents, plans or maps and the amount of any charge	8	h)	details of how to respond to the publicity
i)	a deadline for receipt of those responses by the Applicant, being not less than 28 days following the date when the notice is last published	6		
21	Are there any observations in respect of the s48 notice provided above?			
	No			
22	Has a copy of the s48 notice been sent to the EIA	Yes		

	consultation bodies and to any person notified to the Applicant in accordance with the EIA Regulations ¹⁰ ?	<p>A copy of the s48 notice was sent to the EIA consultation bodies as part of the s42 consultation, as confirmed in paragraph 8.3.2 of the Consultation Report (Doc 6.1).</p> <p>A sample of the s42 consultation letter provided at Appendix 6.1.26 of the Consultation Report (Doc 6.1) confirms a copy of the s48 notice was enclosed.</p>
s49: Duty to take account of responses to consultation and publicity		
23	Has the Applicant had regard to any relevant responses to the s42, s47 and s48 consultation?	<p>Yes</p> <p>Section 10, and Appendix 6.1.3 of the Consultation Report (Doc 6.1) set out how the Applicant had regard to the Section 42 consultation responses received; including whether or not responses led to changes to the application.</p> <p>Appendix 6.1.31 of the Consultation Report (Doc 6.1) sets out how the Applicant had regard to the s42 Targeted Statutory consultation responses received; including whether or not responses led to changes to the application.</p> <p>Appendix 6.1.2 of the Consultation Report (Doc 6.1) sets out how the Applicant had regard to the s47 consultation responses received; including whether or not responses led to changes to the application.</p> <p>Paragraph 10.4 states that no specific responses were received to the s48 notice.</p> <p>The actions informed by the consultation responses appear to be reflected in the final form of the application as submitted. Where a particular response has not led to a change in the application, it is sufficiently clear that regard was had to it.</p>
Guidance about pre-application procedure		
24	To what extent has the Applicant had regard to statutory guidance 'Planning	<p>Section 2.1 of the Consultation Report (Doc 6.1) states that the Applicant has taken into consideration all relevant statutory and other guidance.</p> <p>Having reviewed the application, the Planning Inspectorate is satisfied that the Applicant has identified and had regard to the relevant statutory guidance.</p>

¹⁰ Regulation 13 of the 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 11 of the 2009 EIA Regulations

	Act 2008: Guidance on the pre-application process ¹¹ ?	
25	Summary: Section 55(3)(e)	<p>The Applicant has complied with Chapter 2 of Part 5 (pre-application procedure) of the PA2008.</p> <p>In respect of the minor consultation discrepancies identified, s51 advice has been provided to the Applicant in this regard.</p>
<p>s55(3)(f) and s55(5A): The application (including accompaniments) achieves a satisfactory standard having regard to the extent to which it complies with section 37(3) (form and contents of application) and with any standards set under section 37(5) and follows any applicable guidance under section 37(4)</p>		
26	<p>Is it made in the prescribed form as set out in Schedule 2 of the APFP Regulations, and does it include:</p> <ul style="list-style-type: none"> • a brief statement which explains why it falls within the remit of the Planning Inspectorate; and • a brief statement that clearly identifies the location of the application site, or the route if it is a linear scheme? 	<p>Yes</p> <p>Section 4 of the Application Form (Doc 1.2) explains why the development falls within the remit of the Planning Inspectorate.</p> <p>Section 5 of the Application Form (Doc 1.2) provides a brief non-technical description of the site and section 6 provides the location of the Proposed Development.</p> <p>A Location Plan (Doc 4.1) has been provided.</p>

¹¹ The Planning Inspectorate must have regard to the extent to which the Applicant has had regard to guidance issued under s50

27	Is it accompanied by a Consultation Report?	Yes The application is accompanied by a Consultation Report (Doc 6.1) and Consultation Report Appendices (Doc 6.1.1 – 6.1.34) .
28	Where a plan comprises three or more separate sheets, has a key plan been provided showing the relationship between the different sheets? ¹²	Yes
29	Is it accompanied by the documents and information set out in APFP Regulation 5(2)?	The documents and information required by APFP Regulation 5(2) are set out in the documents and locations within the application as listed below:
Information		Document
a)	Where applicable, the Environmental Statement required under the EIA Regulations ¹³ and any scoping or screening opinions or directions	Environmental Statement Non-Technical Summary (Doc 5.1) Environmental Statement Technical ES Chapters 1-22 (Doc 5.2) Environmental Statement Book of Figures (Doc 5.3)
b)	The draft Development Consent Order (DCO)	Draft DCO (Doc 2.1)

¹² Regulation 5(4) of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009

¹³ The 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, the 2009 EIA Regulations

		Environmental Statement Technical Appendices (Doc 5.4) Environmental Statement Appendix 4.1 – Scoping Opinion (Doc 5.4.4.1)		
	Is this of a satisfactory standard?	Yes (with minor discrepancies as noted in Box 30)		Yes (with minor discrepancies as noted in Box 30)
c)	An Explanatory Memorandum explaining the purpose and effect of provisions in the draft DCO	Explanatory Memorandum (Doc 2.2)	d)	Where applicable, a Book of Reference Book of Reference (Doc 3.3)
	Is this of a satisfactory standard?	Yes (with minor discrepancies as noted in Box 30)		Yes (with minor discrepancies as noted in Box 30)
e)	A copy of any Flood Risk Assessment	ES Appendix 20.1 – Flood Risk Assessment (Doc 5.4.20.1)	f)	A statement whether the proposal engages one or more of the matters set out in section 79(1) of the Environmental Protection Act 1990 (statutory nuisances) and if so how the Applicant proposes to mitigate or limit them Statement of Statutory Nuisance (Doc 7.13) – this statement addresses Emissions (including air quality and odour in Sections 2.2 and 2.3 respectively), Artificial Lighting (Section 2.4), Noise (Section 2.5) and Insect Nuisance (Section 2.6).

	Is this of a satisfactory standard?	Yes		Is this of a satisfactory standard?	Yes
h)	A Statement of Reasons and a Funding Statement (where the application involves any Compulsory Acquisition)	Statement of Reasons (Doc 3.1) Funding Statement (Doc 3.2)	i)	A Land Plan identifying: (i) the land required for, or affected by, the Proposed Development;- (ii) where applicable, any land over which it is proposed to exercise powers of Compulsory Acquisition or any rights to use land; (iii) any land in relation to which it is proposed to extinguish easements, servitudes and other private rights; and (iv) any special category land and replacement land	Land Plan (Doc 4.4)
	Is this of a satisfactory standard?	Yes		Is this of a satisfactory standard?	Yes (with minor discrepancies as noted in Box 30)
j)	A Works Plan showing, in relation to existing features:-	Works Plan (Doc 4.3)	k)	Where applicable, a plan identifying any new or altered means of access, stopping up of streets or	Rights of Way Plans (Doc 4.6)

	<p>(i) the proposed location or (for a linear scheme) the proposed route and alignment of the development and works; and</p> <p>(ii) the limits within which the development and works may be carried out and any limits of deviation provided for in the draft DCO</p>		<p>roads or any diversions, extinguishments or creation of rights of way or public rights of navigation.</p>	<p>Access and Traffic Regulation Order Plans (4.7)</p>	
	<p>Is this of a satisfactory standard?</p>	<p>Yes (with minor discrepancies as noted in Box 30)</p>	<p>Is this of a satisfactory standard?</p>	<p>Yes</p>	
l)	<p>Where applicable, a plan with accompanying information identifying:-</p> <p>(i) any statutory or non-statutory sites or features of nature conservation eg sites of geological or landscape importance;</p> <p>(ii) habitats of protected species, important habitats or other diversity features; and</p> <p>(iii) water bodies in a river basin management plan,</p>	<p>(i) Environmental Statement Figure 8.1 – Biodiversity – Designations within 10km (Doc 5.3.8)</p> <p>Environmental Statement Figure 8.2 – Non-statutory designations (Doc 5.3.8)</p> <p>Statutory and Non-statutory Designated Sites Plans (Doc 4.15)</p>	m)	<p>Where applicable, a plan with accompanying information identifying any statutory or non-statutory sites or features of the historic environment, (eg scheduled monuments, World Heritage sites, listed buildings, archaeological sites and registered battlefields) together with an assessment of any effects on such sites, features or structures likely to be</p>	<p>Plans:</p> <p>Environmental Statement Figures 13.1 to 13.15 (Doc 5.3.13)</p> <p>Historic Environment Plans (Doc 4.17)</p> <p>The assessment of effects is provided in:</p> <p>Environmental Statement Chapter 13: Historic</p>

<p>together with an assessment of any effects on such sites, features, habitats or bodies likely to be caused by the Proposed Development</p>	<p>Environmental Statement Figure 15.5 - Landscape Character Areas (Doc 5.3.15)</p> <p>The assessment of effects on such sites are provided in Environmental Statement Chapter 8: Biodiversity (Doc 5.2.8), HRA Screening Report (Doc 5.4.8.15), Habitats Regulations Assessment Report (Doc 5.4.8.16) and Environmental Statement Chapter 15: Landscape and Visual Amenity (Doc 5.2.15). ES Chapter 14: Land quality (Doc 5.2.14) the Scoping Opinion confirmed that designated geological sites were scoped out of the assessment.</p> <p>(ii) Environmental Statement Figures 8.4 to 8.11 – Phase 1 Habitat (Doc 5.3.8)</p>	<p>caused by the Proposed Development</p>	<p>Environment (Doc 5.2.13).</p>
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		<p>Habitats and Waterbodies (Doc 4.16)</p> <p>The assessment of effects on habitats are provided in Environmental Statement Chapter 8: Biodiversity (Doc 5.2.8) and associated Technical Appendices (Doc 5.4.8.1 to 5.4.8.22).</p> <p>(iii) Habitats and Waterbodies (Doc 4.16)</p> <p>The assessment of effects on waterbodies are provided in Environmental Statement Chapter 20: Water Resources (Doc 5.2.20).</p>			
	Is this of a satisfactory standard?	Yes		Is this of a satisfactory standard?	Yes
n)	Where applicable, a plan with any accompanying information identifying any Crown land	NA	o)	Any other plans, drawings and sections necessary to describe the development consent proposal showing details of design, external appearance, and the	<p>Location and Scheme Order Limits Plan (Doc 4.1)</p> <p>General Arrangements Plan (Doc 4.2)</p>

			preferred layout of buildings, structures, drainage, surface water management, means of vehicular and pedestrian access, any car parking and landscaping.	Hedgerow Regulations and Tree Preservation Plans (Doc 4.8) Proposed Wastewater Treatment Plans and Sections (Doc 4.9) Buildings Gateway Building Floor and Roof Plans (Doc 4.10) Highways Plans (Doc 4.11) Sewer Tunnel and Longitudinal Section (Doc 4.12) Outfall & Effluent Storm Pipeline Plans and Sections (Doc 4.13) Water beach Pipeline Long Sections (Doc 4.14)
	Is this of a satisfactory standard?	NA	Are they of a satisfactory standard?	Yes
p)	Any of the documents prescribed by Regulation 6 of the APFP Regulations	NA	q) Any other documents considered necessary to support the application	Application Letter (Doc 1.1) Guide to the Application (Doc 1.3)

				Generic Glossary (Doc 1.4) Consents and other permits register (Doc 7.1) Statement of Requirement (Doc 7.2) Site Selection Report (NTS)(Doc 7.3) Planning Statement (Doc 7.5) Design and Access Statement (Doc 7.6) Community Liaison Plan (Doc 7.8) Initial Equalities Impact Assessment (EqIA) (Doc 7.11) EqIA (Doc 7.12)
	Are they of a satisfactory standard?	NA	Are they of a satisfactory standard?	Yes
30	Are there any observations in respect of the documents provided at Box 29 (a) to (q) above?			
	Consultation Report (Doc 6.1)			

Statement of Community Consultation. **Section 5.5** states that **Appendix 6.1.10** contains copies of the SoCC advertisement as it appeared in the publications. The document contains the text of the notice, but clippings of the published advertisements has not been provided as a part of the application.

Works Plan (Doc 4.3)

Within Sheet 11 of the Works Plan (Doc 4.3) west of work number 6, a plot is shown as 'Future Works' without a work number.

Land Plan (Doc 4.4) and Book of Reference (Doc 3.3)

Descriptions of plots in the **Book of Reference (Doc 3.3)** could be improved, for example:

003b (missing Cowley Road)

071d (should be southeast)

022n (should be B1047 Horningsea Road and A14 where they meet – not described overly well)

025b (should include reference to junction 34)

Habitats Regulations Assessment Report

A HRA Screening Report (**Doc 5.4.8.15**) containing the information referred to in the Schedule of Amendments (**Doc 1.8**) should be supplied.

Environmental Statement (ES)

The Applicant is advised to check the following documents:

ES **Chapter 3**, Figures 3.1 and 6.1 to 6.4 (**Doc 5.2.3**) are embedded in the text and the background mapping is indistinct.

ES **Chapter 5 (Doc 5.2.5)** refers to a Commitments Register. The Schedule of Amendments (Doc 1.8) indicates this should refer to the mitigation register (**ES Chapter 2, Appendix 2.6, Doc 5.4.2.6**).

General comments

The Applicant is advised to check the documents carefully for errors in text, headings, document names, and correct use of terms in relation to legislation, for example a few minor errors remain in the Consents and Other Permits Register, such as, 'ecology protected species' rather than 'European protected species' (in several places), and 'The Wildlife Act 1981'. **Appendix 6.1.5** of the **Consultation Report (Doc 6.1)** is given the title **Application Document Reference 6.1.4** on the first page of the document.

The Applicant is further advised to refer to Section 51 advice previously provided on [22 September 2022](#) and [9 March 2023](#). Section [51 advice](#) has been issued to the Applicant in respect of the above matters.

31 Is the application accompanied by a report identifying any European site(s) to which Regulation 48 of The Conservation (Natural Habitats, &c.) Regulations 1994 applies; or any Ramsar site(s), which may be affected by the Proposed Development, together with sufficient information that will enable the Secretary of State to make an appropriate assessment of the implications for the site if required by Regulation 48(1)?¹⁴

Yes

A Habitat Regulations Assessment (HRA) Screening Report is provided at **Appendix 8.15** of the **Environmental Statement (Doc 5.4.8.15)**. A Habitats Regulations Assessment Report is provided at **Appendix 8.16** of the **Environmental Statement (Doc 8.3.16)**. The **Schedule of Amendments (Doc 1.8), Table 2.1** also provides information that updates the HRA Screening Report.

The HRA Report identifies relevant European sites and the likely effects on those sites. It is considered that the information provided in the report is adequate for acceptance.

Note: The Examining Authority will be able to ask questions during the Examination. This may result in additional information being required to inform the HRA Report and the competent authority. Depending upon the type and availability of information required it may not be possible to obtain this during the statutory timetable of the Examination.

¹⁴ Regulation 5(2)(g) of the APFP Regulations

32	If requested by the Planning Inspectorate, two paper copies of the application form and other supporting documents and plans ¹⁵	No hard copies requested.
33	Has the Applicant had regard to statutory guidance 'Planning Act 2008: Application form guidance', and has this regard led to the application being prepared to a standard that the Planning Inspectorate considers satisfactory?	<p>Yes</p> <p>Paragraph 2.1.8 of the Consultation Report (Doc 6.1) explains how the Applicant has had regard to statutory guidance on the form of the application.</p> <p>The Planning Inspectorate is satisfied that the Applicant has demonstrated regard to the guidance principles.</p>
34	Summary - s55(3)(f) and s55(5A)	<p>The Planning Inspectorate concludes that the application (including accompaniments) has been prepared to a standard that it considers satisfactory.</p> <p>In respect of the discrepancies identified in Box 30 of this checklist, to help facilitate an efficient and effective examination of the application, s51 advice has been provided to the Applicant in conjunction with the decision to accept the application. That advice is published on the National Infrastructure Planning website, Section 51 Advice.</p>
The Infrastructure Planning (Fees) Regulations 2010 (as amended)		
Fees to accompany an application		

¹⁵ Regulation 5(2)(r) of the APFP Regulations

35	Was the fee paid at the same time that the application was made ¹⁶ ?	The fee was received on 6 April 2023; before the application was made.
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Role	Electronic signature	Date
Case Manager	<i>Emily Davies</i>	24 May 2023
Acceptance Inspector	<i>Andrew Mahon</i>	24 May 2023

¹⁶ The Planning Inspectorate must charge the Applicant a fee in respect of the decision by the Planning Inspectorate under section 55 of the PA2008. If the Applicant fails to pay the fee, the Planning Inspectorate need not consider the application until payment is received. The fee must be paid at the same time that the application is made

