



Town Hall | 61 Newland Street | Witham | CM8 2FE
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witham.gov.uk

Note earlier start time

AGENDA

Meeting of: **Planning & Transport Committee**

Date: **Monday, 26th September 2022** Time: **6.00 p.m.**

Place: **Town Hall, 61 Newland Street, Witham, Essex**

Members are hereby summoned to attend the above Meeting to transact the following business. Members are respectfully reminded that each item on the Agenda should be carefully examined. If you have any interest, it must be duly declared.

To be present: Councillors:

J.	Goodman	(Chairman)
A.	Kilmartin	(Vice Chairman)
K.	Atwill	
P.	Barlow	
P.	Heath	
S.	Hicks	
C.	Jay	
C.	Lager	
M.	Lager	
T.	Pleasance	

1. APOLOGIES

To receive apologies for absence.

2. MINUTES

To receive the Minutes of the Meeting of the Planning & Transport Committee held 30th August 2022 (previously circulated).

3. INTERESTS

To receive any declarations of interests that Members may wish to give notice of on matters pertaining to any item on this Agenda.

4. QUESTIONS AND REPRESENTATIONS FROM MEMBERS OF THE PUBLIC

Members of the press and public will be invited to address the Meeting regarding any item on the Agenda.

Order Note: A maximum of 30 minutes is designated for public participation time with no individual speaker exceeding three minutes unless otherwise granted an extension by the Chairman under Standing Order 3(F) & 3(G)

5. PLANNING OFFICER'S REPORT

To receive a verbal report from the Planning Officer on any matters arising from previous Meeting ([attached](#) at page 5).

6. PART 1 APPLICATIONS

To approve officer 'no objection' recommendations for applications listed under [Part 1](#) without debate. *Applications may be moved to Part 2 where Members are in disagreement with recommendations by giving 24 hours' notice to the Planning Officer.*

7. PART 2 APPLICATIONS

To consider applications in [Part 2](#).

8. REVISED PLANS – 22/01414/HH & 22/01415/LBC – 26 Newland Street

To consider the above revised plans received by Braintree District Council that have previously been commented upon.

9. DECISIONS

To receive and note decisions on planning applications pertaining to Witham which have been received from Braintree District Council ([attached](#) at page 13).

10. PHASE 4 – RIVENHALL PARK APPEAL

To receive details of an Appeal in relation of application 20/02020/OUT – Land North East of Rectory Lane and to consider the Town Council's representation ([attached](#) at page 16).

11. CHIPPING HILL BRIDGE

To receive a report regarding the Town Council's proposals and to note that the proposed work is due to start on Monday 26th September until early November 2022 ([attached](#) at page 23).

12. BRAINTREE LOCAL HIGHWAYS PANEL

To receive an extract from the LHP Meeting held 3rd August 2022 and to note that the next meeting will be on 3rd October 2022 at 4 p.m. at Causeway House ([attached](#) at page 25).

13. LOCAL HIGHWAYS PANEL REQUESTS

To receive details of the LHP requests the Town Council has made ([attached](#) at page 29).

14. NEWLAND STREET SUSPENSION OF PARKING RESTRICTIONS

To note the suspension of parking restrictions in Newland Street for the Tuesday Stree Market ([attached](#) at page 30).

15. FIVE YEAR HOUSING LAND SUPPLY POSITION STATEMENT – APRIL 2022

To receive the position statement from Braintree District Council ([attached](#) at page 31).

16. A12 UPDATE

- (a) To receive an email from Essex County Council ([attached](#) at page 32).
- (b) To receive an email from National Highways ([attached](#) at page 34).



Nikki Smith
Town Clerk
GK/21.9.2022



ITEM NO: 5

Officer Report: Planning Officer’s report

Issue:

There are a number of issues to report –

Littlefields, Chipping Hill
 The W & CS had complained to BDC Enforcement about the UPVC windows installed at Littlefields which is in a Conservation Area. I was asked to assist as the Enforcement Officer had explained that they have no powers to enforce against UPVC windows in a Conservation Area as planning consent is only required for commercial premises. I went back to Enforcement quoting Moorfield Court but it was reiterated that flats and commercial premises within the Conservation Area are treated differently to a single dwelling and planning consent is not required.

Pallet Store, Hatfield Road
 The towering stacks of pallets dwarfing HGVs has been a problem for some time but I emailed Enforcement a while ago and have now had confirmation that the stacks will be reduced to the agreed 3.5m starting at the front of the site working towards the back with completion in three months.

21/03355/VAR – Power Generation Plant – Cut Throat Lane
 A condition on this application was for the Town Council to be informed as the building of the site progresses. I have now received the following information from Conrad Energy –
Dear Geraldine,
With apologies not to have provided you with the required updates up to now, I set out below for you an outline of the works carried out so far:

- *January 2022: pre-enabling works for access along Cut Throat Lane*
- *April 2022: clearance of development site including removal of a buried turntable*
- *11th May 2022: commencement of foundation piling*
- *25th May 2022: laying of concrete slab*
- *18th July 2022: commencement of installing housing unit for engines and other equipment*

Outline of future works:

- *26th September: delivery of engines*
- *3rd October: commence installation of M&E equipment*

I have now set a reminder to provide you with monthly updates and therefore will aim to provide you with a further update around the middle of October. I apologise again for the lack of contact before now.

22/00875/FUL – Trees at Jack and Jenny
 I have asked the Planning Officer for a site visit but she had now left BDC. I have received the following response from BDC –
 I am sorry to hear that Ellen did not get back to you before she left BDC.

I was not involved in the application so I am afraid I cannot shed any light on the consideration of the application, over and above what was said in the Officer report. We will need to recruit to fill Ellen's position so there is no single person picking up her work. I have copied this e-mail to the South Team Area Manager – Amy Lester – who would be aware of the application and I am sure she will respond further on the consideration that was given to the matter.

That said, having had a very quick look at the application, I can see that the Highway Authority recommended that the footway be extended to the entrance to the new dwelling. I've attached a copy of the Highway recommendation. (NB. See below).

The recommendation does not specify a width of the footway and I can ask the Highway Officer if they can advise on what this would be.

No occupation of the development shall take place until the following have been provided or completed:

- a) A vehicular access off Hatfield Road to the proposal site as shown in principle on the planning application drawings. The access shall be constructed at right angles to the highway boundary and the width of the access at its junction with the highway shall not be less than 5m. A minimum 5m width shall be retained for the first 6m back from the carriageway edge. The access is to be provided with a minimum 70 x 2.4 x 70 metre visibility splay as measured to the nearside edge of the Hatfield Road carriageway.
- b) There shall be no unbound materials used on the access within 6m of the highway.
- c) An extension of the south eastern side Hatfield Road footway from where it currently terminates adjacent The Jack and Jenny building to the proposal site access.
- d) The gates provided at the vehicular access shall be inward opening only and shall be set back a minimum of 6 metres from the back edge of the footway.

Reason: To protect highway efficiency of movement and safety and to ensure the proposal site is accessible by more sustainable modes of transport such as public transport, cycling and walking, in accordance with policy DM1, DM9 and DM10 of the Highway Authority's Development Management Policies as adopted as County Council Supplementary Guidance in February 2011.

Trees at Gimsons (Minute 58 refers)

I have sought information from Shaun Taylor but no response yet, despite a reminder.

22/01354/TPO – 6 Chipping Hill (Minute 92 refers)

Likewise, still awaiting response.

Advice:

To receive and consider whether any further action is required at this stage.

GK/21.09.2022

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**PART 1
APPLICATIONS WITH OFFICER ‘NO OBJECTION’
RECOMMENDATIONS TO BE CONSIDERED “EN BLOC” WITHOUT
DEBATE.**

Applications Received:

The following applications have been made to the District Council for planning permission under the Town & Country Planning Acts and referred to the Town Council as a statutory consultee. Copies of the applications and accompanying plans may be seen at the Planning Department Causeway House, Bocking End, Braintree or online at www.braintree.gov.uk

PLEASE NOTE: Under the Local Government (Access to Information) Act 1985, representations cannot be treated in confidence. Witham Town Council is not responsible for issuing planning decisions.

22/02312/HH	26 Wulvesford, Witham, Essex	Hatfield	Single-storey side extension
22/02430/HH	27 Constantine Road, Witham, Essex	Hatfield	Single-storey rear extension

PART 2 APPLICATIONS FOR MEMBERS' DEBATE

Applications Received:

The following applications have been made to the District Council for planning permission under the Town & Country Planning Acts and referred to the Town Council as a statutory consultee. Copies of the applications and accompanying plans may be seen at the Planning Department Causeway House, Bocking End, Braintree or online at www.braintree.gov.uk

PLEASE NOTE: Under the Local Government (Access to Information) Act 1985, representations cannot be treated in confidence. Witham Town Council is not responsible for issuing planning decisions.

22/01996/FUL & 22/01997/LBC	F Byford & Son, 90 - 92 Newland Street, V	Central	Alteration and conversion of retail shop (Class E(a)) with ancillary offices and store to 2 x E(a) retail units to the ground floor and 1 x 1 bedroom and 4 x 2 bedroom residential flats above. Demolition of existing outbuilding and erection of a single storey bungalow to the rear. Erection of ancillary refuse and cycle store
22/02284/TPOC ON	Penhaligon Court Guithavon Street Witham Essex CM8 1BQ	Central	Carry out work on trees affected by the Conservation Area
22/02280/HH	9 Stevens Road, Witham, Essex	Hatfield	Single-storey front extension and change in roof pitch to existing porch
22/02283/FUL	Land North Of, Colchester Road, Witham	Central	Erection of two B8 (storage / distribution) units with office space and associated infrastructure.

Witham Town Council – Planning Application Report

Application No:- 22/01996/FUL & 22/01997/LBC

Address:- F Byford & Son, 90 - 92 Newland Street, Witham

Ward:- Central

Proposal:- Alteration and conversion of retail shop (Class E(a)) with ancillary offices and store to 2 x E(a) retail units to the ground floor and 1 x 1 bedroom and 4 x 2 bedroom residential flats above. Demolition of existing outbuilding and erection of a single storey bungalow to the rear. Erection of ancillary refuse and cycle store

Relevant Site History:- 19/01757/FUL and 19/01758/LBC seeking permission for eight flats and a two bedroom bungalow which was refused. An Appeal was lodged and subsequently dismissed. The Inspector concluded that the site was sustainable and there was appropriate access. There would be no appreciable harm to the significance of the Listed Building and would preserve the character and appearance of the Conservation Area. WTC recommended refusal on the grounds of lack of parking, over development of site and lack of bike storage.

Representations:- A member of the URC has complained that residents and visitors to the new development would park in their car park. It is understood that residents of Lawn Chase will be raising concerns at the Meeting.

Summary:- The proposal is to convert the Byfords premises into two shops, one either side of the central hallway containing the staircase. The remaining parts of the building will be converted into five residential flats. The former outbuilding has been demolished and a small one bedroom bungalow built in its place. There will be parking for two vehicles in tandem, along with a turning bay using the existing entrance from Lawn Chase and there will be a private garden of 80.5ms. There will be amenity space for the residents of the main building measuring 128.5 ms and a bike/bin store.

Recommendation:- Members have had a policy to support residential use in the town centre and this building has been empty now for a number of years with the outbuilding needing to be demolished due to vandalism. This is a Grade II Listed Building within the Conservation Area. There is a right of way from Newland Street to the Private Road sign just past the access. It is in a central location with access to buses and the train station. The number of flats has been reduced and the size of the bungalow also reduced. I would suggest for the FUL application no objections and for the LBC application no objection subject to the Listed Buildings Officer being satisfied that the conditions regarding recording and monitoring are met; and in response to residents' concerns that the developers devise a physical barrier to prevent unauthorised access to Lawn Chase and that the private road be made good after all the building work has been completed.

Policy References:- RLP17, RLP90 and RLP108

Witham Town Council – Planning Application Report

Application No:- 22/02284/TPOCON

Address:- Penhaligon Court Guithavon Street Witham Essex CM8 1BQ

Ward:- Central

Proposal:- Carry out work on trees affected by the Conservation Area

Relevant Site History:-

Representations:-

Summary:- The proposal is to fell two trees. The only document is an email explaining that advice had been sought from the Landscape Officer who had recommended the trees be felled

Recommendation:- Advice has been sought from the Tree Warden who has recommended that as there are no details of replacement trees that this application be refused on those grounds, subject of course to the advice of the Landscape Officer at BDC

Policy References:-

Witham Town Council – Planning Application Report

Application No:- 22/02280/HH

Address:- 9 Stevens Road, Witham, Essex

Ward:- Hatfield

Proposal:- Single-storey front extension and change in roof pitch to existing porch

Relevant Site History:-

Representations:- No representations

Summary:- This is a detached house, with an integral garage and porch, which extends forwards 2.1m with a flat roof. The proposal is to erect an infill extension to the front of the house, changing the roofline to a sloping roof with five velux windows.

Recommendation:- This application will affect the existing street scene, albeit that there is a precedent for this on a corner plot. It is up to Ward Members to consider whether this application should be refused on these grounds.

Policy References:-

Witham Town Council – Planning Application Report

Application No:- 22/02283/FUL

Address:- Land North Of, Colchester Road, Witham

Ward:- Central

Proposal:- Erection of two B8 (storage / distribution) units with office space and associated infrastructure.

Relevant Site History:- 21/00031/OUT - WTC raised no objection subject to more screening to the Rivenhall side of the boundary to mask the views of the industrial units, sufficient landscaping on site, all building to be environmentally friendly with green measures to mitigate climate change and to ensure no light pollution from site in accordance with SP5.

Representations:- One letter of representation from a resident on the new Bellway estate off Evans Way, complaining about noise levels

Summary:- This is now the full application. It is proposed to erect two buildings with a central road between them. The warehouse closer to the railway line will be approximately 15m high with three storey offices to the front of the building. The warehouse closer to the A12 will be a similar height with two storey offices to the side. There will be 146 car parking spaces and 115 respectively. There will be electric charging bays and cycle store. Energy strategy is detailed in the Full Sustainability statement.

Recommendation:- This is land allocated in the Local Plan for employment, so approval would be recommended subject to mitigation regarding noise.

Policy References:-

Witham Town Council – Planning Application Report

Application No:- 22/01414/HH

Address:- 26 Newland Street, Witham, Essex

Ward:- Central

Proposal:- Refurbishment and extension to existing garage, relocation of boiler and flue, removal of partition wall in kitchen, insertion of partition wall in hallway, conversion of bedroom to bathroom, and replacement/repair of doors and windows to front and rear elevations

Relevant Site History:- Raised no objection subject to the proposed summer house being in single occupancy with the main house.

Representations:-

Summary:- This application was considered on 4th July. The Listed Buildings Officer raised concerns regarding the replacement of the rear door and windows on the building and requires sight of a condition survey. Similarly details of the new external flues, location and fabric which will be removed. She also requested further detail regarding external materials to the garage and required a reduction in the size of the outbuilding omitting the covered garden storage area. The applicant has stated that a condition survey to the door and windows would compromise further the condition of these items so have therefore this will be pursued under a separate application. In line with the suggestion that the outbuilding will further crowd this section of the Conservation Area the storage area will be an open-sided structure as suggested.

Recommendation:- That the Town Council's decision to raise no objection subject to the proposed summer house being in single occupancy with the main house stand.

Policy References:-

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Application & Address	Proposal	BDC Decision	WTC Decision
22/01763/TPO - 1 Wakelin Way Witham Essex CM8 2TX	Notice of intent to carry out works to tree protected by Tree Preservation Order 5/75	Application Refused	No objection subject to the advice of the District Council's Landscape Officer
22/01664/HH - 6 The Avenue Witham Essex CM8 2DJ	Two-storey side extension and alterations	Application Permitted	No objection subject to the Listed Buildings Adviser being satisfied with proposed materials
22/01295/HH - 15 Guithavon Street Witham Essex CM8 1BJ	Demolition of a single-storey lean-to extension and erection of new single-storey rear extension. Conversion of existing bedroom to bathroom, existing kitchen to bedroom and existing bathroom to kitchen. Installation of an SVP and lifting up of floorboards to install new service runs.	Application Permitted	No objection
22/01296/LBC - 15 Guithavon Street Witham Essex CM8 1BJ	Demolition of a single-storey lean-to extension and erection of new single-storey rear extension. Conversion of existing bedroom to bathroom, existing kitchen to bedroom and existing bathroom to kitchen. Installation of an SVP and lifting up of floorboards to install new service runs.	Application Permitted	No objection subject to the Listed Buildings Adviser being satisfied with proposed materials and internal layout

22/00734/HH - 4 Seaborn Drive Witham Essex CM8 1ZD	Conversion of loft with erection rooflights to front and rear roofslopes.	Application Permitted	No objection subject to compliance with any covenants
22/01586/HH - 36 The Avenue Witham Essex CM8 2DJ	Replacement of all existing white UPVC windows with anthracite grey UPVC windows.	Application Permitted	No objection
22/01301/LBC - Howbridge Hall Howbridge Road Witham Essex CM8 1DA	Demolition of existing loggia and erection of single-storey extension to create link between main dwelling and existing outbuilding. Upgrading and insulation of existing outbuilding along with single- storey extension to the courtyard.	Application Refused	No objection subject to the advice of the Listed Building Officer being satisfied with the proposed materials and internal alterations
22/01300/HH - Howbridge Hall Howbridge Road Witham Essex CM8 1DA	Demolition of existing loggia and erection of single-storey extension to create link between main dwelling and existing outbuilding. Upgrading and insulation of existing outbuilding.	Application Refused	No objection
22/00647/FUL - Josephs Barn Hatfield Road Witham Essex	Erection of a two-storey building to provide 309m2 of floor space (1.5m high and above) of office accommodation (Use Class E(g) (Offices) (i)) and/or Special Educational Needs Facility (use class F1(a)) together with associated landscaping and parking.	Application Permitted	No objection subject to suitable bin store area commensurate with the number of office units permitted and complying with new planning policies in relation to climate change.
22/01122/HH- 56 Gershwin Boulevard, Witham Essex	Single-storey rear extension	Application Permitted	Recommend refusal on the grounds of overdevelopment of the site and lack of amenity space, contrary to RLP 17.

22/01978/HH - 127 Highfields Road Witham Essex CM8 2HQ	Single-storey detached outbuilding	Application Permitted	No objection, subject to it being single occupancy with the main house.
22/01932/HH- 38 Constance Close Witham Essex CM8 1XL	Rear dormer and side gable roof extension, installation of front roof light and new side elevation window to enable loft conversion.	Application Refused	No objection, subject to no representations being made from neighbours.

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ITEM NO: 10

Officer Report: Notice of Appeal – Phase 4 Rivenhall Park

Issue:

The Town Council unfortunately has not been informed officially of this Appeal.

Application 20/02060/OUT was considered originally on 15th March 2021 as part of a delegated decision meeting.

The Notes taken from this meeting are as follows –

20/02060/OUT

Phase 4 Land North East Of Rectory Lane Rivenhall Essex

Outline application with all matters reserved for up to 230 dwellings including affordable homes; public open space including sports pitches and facilities, neighbourhood equipped area for play, parkland and alternative natural greenspace, vehicular access via Forest Road and Evans way, a bus, cycle and pedestrian connection to Rickstones road, sustainable drainage systems, landscaping and all associated infrastructure and development.

Councillor Jay declared a non-pecuniary interest as she lives in Evans Way.

Members were disappointed not to have been consulted on this application which would adversely affect Witham and likewise there had been no consultation with Bellway Homes although this Committee had been willing to participate. It was thought that there should have been a Comprehensive Development Brief as close to 800 homes are proposed in the four phases.

Members listed the following problems in the application -

- Insufficient medical facilities
- No provision for a supermarket
- Inadequate access onto the estate
- No consultation had been carried out by Bellway despite several dates being offered to meet with them
- Important that Witham Town Council is consulted on this development as the new residents will look to the town for services
- Boundary review was wrong not to include this section as part of Witham as there would now be no green wedge between the town and Rivenhall
- Limited information provided within the application
- A Comprehensive Development Brief should have been developed from the beginning of the development
- Inadequate facilities in North Ward

- No Section 106 monies should go towards the facilities in Maltings Lane but should be spent in Witham North or Rivenhall
- The infrastructure in the town would not support any further major developments
- Severe impact upon local highways infrastructure and non-conformity with various Essex County Council Highways Policies as identified by other parties including Rivenhall Parish Council
- No Master Plan.

RECOMMEND REFUSAL on the grounds of –

- Severe impact upon local highways infrastructure and non-conformity with various Essex County Council Highways Policies as identified by other parties including Rivenhall Parish Council
- Lack of amenities in Witham North including health facilities, a supermarket and employment opportunities
- No clear boundary between Witham and Rivenhall
- Damage to the green buffer separating the two communities
- Section 106 monies should be spent in Witham North/Rivenhall
- Provision of a community facility with combined varied uses
- Lack of a Master Plan
- Statement of community involvement is incorrect as Witham Town Council had not be consulted
- This development should have been a single, phased development with a proper development brief.

It was agreed to write to Rivenhall Parish Council to explain that the Town Council had used its transport statement in the decision to recommend refusal of the above application.

This matter was further discussed on 31st January 2022 when the application included a cycle lane in Collingwood Road. Extract from Minutes -

Councillors Green, BDC from Rivenhall and Playle, ECC Witham Northern, were among representations made –

Councillor Bob Wright explained that it was not just the cycleway but the 230 houses proposed in Phase 4, land north east of Rectory Lane, Rivenhall. He spoke of the badly thought-out bus gate on the development and the problems it was causing as lorries needed to unload in the road on a blind bend. He spoke about a proposed unnecessary cyclepath which would cut through a hedge. He then turned to the proposed cycleway to the town centre. He said that there would be an additional set of lights at the station for cyclists and the possibility of another set at Chipping Hill. He said that the proposed cycleway to station via Motts Lane had not yet been built. He added that a topography report had not yet been undertaken and the Rickstones Action Group were commissioning a report on the proposed cycleways.

Gillian Gillespie of Collingwood Road said that the proposed cycleway was badly thought out. A lot of the houses were old with no proper driveways and the residents were elderly, dependent on deliveries, and there would be nowhere to park causing disruption and gridlock on a main road through the town. She considered that the cycleway was totally unnecessary as there was the River Walk cycleway. She added that there was a number of small businesses along Collingwood Road which were dependent on clients being able to park.

Councillor Ross Playle said that he had contacted both Sustran and the Cycling Organisation about the proposed cycleway in Collingwood Road which was dangerous and a risk to cyclists. No thought had been

given how a cyclist would be able to turn right from Collingwood Road onto The Avenue. He suspected that no survey had been undertaken. He said that the proposal would cause aggravation and upset on this major route in Witham. He was disappointed that the developers had not worked with the Town Council to resolve this issue.

Councillor Ager said that she was vehemently opposed to this ill-conceived cycleway which would be particularly dangerous by Guithavon Valley. She said that cyclists would be directed into the town centre where there would be heavy traffic to contend with.

The Chairman agreed with Councillor Wright's comment that Rivenhall had not been included in discussions as the Town Council had been omitted in the past. He urged everyone to complete the consultation on the District Council's website.

20/02060/OUT

Phase 4 Land North East of Rectory Lane Rivenhall

(a) Plans

Members considered that this was a piecemeal development and that had a Master Plan been in place from the outset better infrastructure would have been provided. It was important to re-iterate the planning objections and to add those comments in regard to the proposed cycleway.

Members spoke about the meeting with Bellway, Essex County and Braintree District Councils. There had been a suggestion of a cycle lane on one side of Collingwood Road but this had not been discussed and the original scheme had been submitted. The alternatives of linking up with existing cycleways and the Motts Lane link to Eastways and onto the Blackwater Rail Trail which was part of the District Council's Cycle Action Plan 2018 would be a better route.

RECOMMEND REFUSAL on the grounds of –

- Severe impact upon local highways infrastructure and non-conformity with various Essex County Council Highways Policies as identified by other parties including Rivenhall Parish Council
- Lack of amenities in Witham North including health facilities, a supermarket and employment opportunities
- No clear boundary between Witham and Rivenhall
- Damage to the green buffer separating the two communities
- Section 106 monies should be spent in Witham North/Rivenhall
- Provision of a community facility with combined varied uses
- The lack of a Master Plan has led to piecemeal development and insufficient infrastructure
- Statement of community involvement is incorrect as Witham Town Council had not be consulted
- This development should have been a single, phased development with a proper development brief
- Contrary to RLP10
- The proposed cycleway would increase congestion with two sets of lights at the station and with the possibility of a further set at Chipping Hill
- Narrowing of carriageway on a busy bus and HGV route

- Loss of car parking for residents who do not have off-street parking
- Loss of car parking which would affect small businesses in Collingwood Road
- Lack of cycle parking in the town centre
- Shared cycleway paths are not recommended
- Suitable alternatives which are included in the Cycle Action Plan should be considered
- The pavements at the railway station and adjacent to the Labour Club are of insufficient width to allow for safe cycleway.

The District Council refused the planning consent as below –

DECISION:

The Braintree District Council as local planning authority has considered your application and gives notice of its decision to **REFUSE** planning permission in accordance with the above plan(s) and for the following reasons:

1. Section 38 (6) of the Planning and Compulsory Purchase Act 2004 requires that applications for planning permission must be determined in accordance with the Development Plan, unless material considerations indicate otherwise.

Furthermore, as set out within Paragraph 47 of the NPPF, planning law requires that applications for planning permission be determined in accordance with the Development Plan, unless material considerations indicate otherwise. In this case the application site is located outside of a designated village envelope/town development boundary and is therefore located within the countryside, where new development is strictly controlled to uses appropriate within the countryside in order to protect and enhance the landscape character and biodiversity, geodiversity and amenity of the countryside. There is therefore a presumption that the application should be refused unless there are material reasons to grant planning permission. In addition, the Council is currently able to demonstrate a Housing Land Supply of 5.1 years against its housing need in accordance with Paragraph 59 of the NPPF.

In this case, the application site is located in the rural Parish of Rivenhall and would introduce up-to 230 dwellings on an unallocated site within the designated countryside. The proposed development would therefore be contrary to Policy RLP2 of the Adopted Local Plan, Policy CS5 of the Adopted Core Strategy, and Policy LPP1 of the Draft Section 2 Local Plan.

In addition to the above, the proposed development would also give rise to a number of harms:

- a) The development would have a moderate adverse impact on the character and appearance on the landscape, including: the failure to conserve the traditional landscape around Rectory Lane - which has Protected Lane designation; and the loss of amenity to users of the footpaths which cross the site;
- b) The development would result in the coalescence of Witham and Rivenhall;
- c) The development would result in the loss of trees and hedgerows both on-site and off-site;
- d) The development would fail to preserve or enhance the setting of The Old Rectory - a Grade II listed building - resulting in less than substantial harm to a designated heritage asset;

- e) The existing highway network in this location is at times operating at capacity and therefore it is inevitable that additional development on the site will give rise to some car movements which will place additional strain upon the existing highway infrastructure in the locality;
- f) The development would give rise to a limited degree of harm from the sterilisation of minerals resource which has the potential to have value in the long term, should future circumstances change to make it more practical or commercially attractive to exploit, contrary to Policy S8 of the Essex Minerals Local Plan; and
- g) The development would rise to a limited degree of harm through the loss of best and more versatile agricultural land.

Consequently, it is concluded that the harms arising from the development, including the harm arising from the conflict with the Development Plan, would outweigh the stated benefits, such that planning permission should be refused in line with the Development Plan. The proposed development would be contrary to the NPPF, Policies RLP2, RLP87 and RLP100 of the Adopted Local Plan (2005), Policies CS5, CS7 and CS8 of the Adopted Core Strategy (2011), and Policies LPP1, LPP46 and LPP60 of the Draft Section 2 Plan (2017).

Advice:

The Planning and Transport Committee need to write a letter of strong support to the Planning Inspectorate regarding the Appeal and to consider listing again our objections to the proposal.

Dear Sir/Madam

**TOWN AND COUNTRY PLANNING ACT 1990
APPEAL UNDER SECTION 78**

Site Address: Phase 4 Land North East Of Rectory Lane Rivenhall
Essex

Description of Development: Outline application with all matters reserved for up to 230 dwellings including affordable homes; public open space including sports pitches and facilities, neighbourhood equipped area for play, parkland and alternative natural greenspace, vehicular access via Forest Road and Evans way, a bus, cycle and pedestrian connection to Rickstones road, sustainable drainage systems, landscaping and all associated infrastructure and development.

Planning Application Ref: 20/02060/OUT
Appellant's Name: Mrs Sarah Cornwell
Planning Inspectorate Ref: APP/Z1510/W/22/3305099
Appeal Start Date: 31 August 2022

I refer to the above details. An appeal has been made to the Secretary of State following Braintree District Council's refusal of the above application/s.

The appeal will be determined on the basis of a **public inquiry**. The procedure to be followed is set out in the Town and Country Planning Appeals (Determination by Inspectors) (Inquiry Procedure) (England) Rules 2000, as amended. We will write to you again once we know the date of the public inquiry.

We have forwarded all the representations made to us on the application to the Planning Inspectorate and the appellant. These will be considered by the Inspector when determining the appeal.

If you wish to make comments, or modify/withdraw your previous representation, you can do so online at <http://acp.planninginspectorate.gov.uk/>. If you do not have access to the internet, you can send your comments to:

The Planning Inspectorate
Helen Skinner
Helen Skinner

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ITEM NO: 11

Officer Report: 22/00427/LBC – Chipping Hill Bridge

Issue:

The Town Council considered the above application on 29th March 2022. An extract of the Minutes -

22/00427/LBC

Chipping Hill Bridge, Chipping Hill, Witham

Like for like repairs to the brick parapet, stone coping and cutwaters at Chipping Hill Bridge. Replace timber deck, post and rails in Ekki on the Chipping Hill Footbridge.

Councillors Goodman, C. Lager and M. Lager had declared interests.

Members wished for a weight limit to be applied to this historic bridge.

NO OBJECTION to the application but Members would wish to see a weight limit applied to the bridge and that those coping stones which have WW1 graffiti be removed and preserved by the Town Council.

At the Meeting on 15th August 2022, Mr Palombi from Witham and Countryside Society had reiterated that the coping stones should be removed and preserved.

A resolution was therefore made to –

70. 22/01753/DAC- CHIPPING HILL BRIDGE

It was noted that most members would have a non-pecuniary interest.

A request was received from Mr Palombi to remove and preserve the coping stones at Chipping Hill Bridge to preserve the WW1 graffiti.

RESOLVED That contact should be made with Essex County Council for the Council to obtain and preserve the relevant coping stones, and to copy in the Historic Buildings Adviser for Braintree South, Laura Johnson, and ECC Councillor, Ross Playle.

The Planning Officer contacted the Essex County Senior Engineer for Structures and the following response was received –

After speaking with our brickworks contractor today, as we have no requirements to remove the copings they would be hesitant to try to remove them in case of any damage. Also, they wouldn't be able to source a replacement stone ready for our works.

I would suggest if all parties agree to the Town Council taking ownership then a specialist contractor is appointed to remove and replace the stones at a later date.

Laura, what are your thoughts?

Kind regards,

Daniel Walker | Senior Engineer

Structures

At the last Meeting on 30th August 2022 the ECC response was reported and resolved –

RESOLVED That further information regarding the costs to remove, preserve and replace the coping stones be sought and explore the possibility of getting professional photos taken of the stones in case of damage.

I have asked Laura Johnson, the Listed Buildings Officer, again for her views but no response has been received. Until a decision as to whether the coping stones can be removed there is little point in seeking costs for this specialist work.

Advice:

As the Planning and Transport Committee has no budget, I would suggest that a recommendation be made to the next Town Council on 24th October 2022 that a professional photographer be employed to take photos of the graffiti.

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Agenda Item 12

An extract from the LHP Minutes held 3rd August 2022 of items relating to Witham

Minute 2 - 'Public Questions' (Statement by Mr M Wood, Head Teacher of Elm Hall Primary School, Conrad Road, Witham)

Reference was made to issues that had been raised at the previous meeting by Mr M Wood, Head Teacher of Elm Hall Primary School, Witham.

The matters had been investigated and Councillor R Playle, Essex County Councillor for Witham Northern Division, stated that he would be discussing them with Ms K Louis (Highway Liaison Officer – Essex Highways) prior to informing Mr Wood. It was reported that a '20's plenty' scheme could be funded for the site.

Action By: Kandice Louis, Essex Highways. To liaise with Councillor R Playle in order to confirm what action may be taken so that Mr M Wood may be advised.

Funded Schemes 2022/23:

Consideration was given to a report on the Panel's Funded Schemes for 2022/23, which had been recommended for approval. The report provided an update on the current position of all schemes in the 2022/23 programme of work.

Members of the Panel were reminded that funding of £407,600 had originally been allocated to Braintree Local Highways Panel for the year 2022/23. Subsequently, further sums of £100,000 in 2021/22 and £200,000 in 2022/23 had been allocated together with a sum of £177,594 following the re-profiling of schemes in 2021/22. It was reported that £545,000 of the Panel's budget had been allocated to various schemes within the programme of work and that £59,612 had been allocated specifically to casualty reduction schemes. This meant that a total of £280,582 was available for expenditure in 2022/23.

Schemes Awaiting Funding:

Consideration was given to a 'Schemes Awaiting Funding' report, which included details of requests received for funding from the Panel's budget for the year 2022/23. Members of the

Panel were requested to determine which of these schemes should be recommended for inclusion in the programme of work. It was also proposed that schemes which had been assessed as having a 'red' status, as they did not meet Essex County Council's criteria, should be removed from the list of potential schemes. It was noted that a sum of £280,582 was available for expenditure by the Panel in 2022/23 and that the total value of unallocated schemes on the 'Schemes Awaiting Funding' list was £103,000.

Reference was made to the number of schemes on the list which were subject to validation. It was noted that resources within the Engineering and Design Team at Essex Highways had improved and that staff had been designated to validation processes. An assessment of each scheme would be reported to the next meeting of the Panel.

DECISION:

- (1) That the following schemes be recommended for approval and included in the programme of work for 2022/23:-

LBRA212031 – '20's plenty' scheme, Conrad Road,
Witham

Estimated Cost:- £5,000

LBRA222040 - Parking provision/restrictions, Conrad Road, Witham

Estimated Cost:- £9,500

That it be recommended that the following schemes, the status of which has been assessed as 'red' as they do not meet the criteria, are removed from the list of potential schemes:-

Traffic Management

LBRA202006 - Traffic management improvements, Blunts Hall Road, Witham

Estimated Cost:- Not known

LBRA212037 - Traffic management improvements, near to A12 slip road, Hatfield Road, Witham

Estimated Cost:- Not known

(Note:- To be discussed with Councillor D Louis)

LBRA192062 - Improvements to road layout close to mini-roundabout, B1018 Braintree Road, Witham

Estimated Cost:- £10,000

(Note:- D Maclean to send copy of feasibility study to Members of the Panel for discussion at next meeting)

'20's Plenty' Scheme – Possible Implementation Across Essex

Councillor D Gronland reported that Oxfordshire County Council had implemented a '20's Plenty' scheme throughout its area and Braintree Association of Local Councils (BALC) had agreed to ask Essex County Council if it would do the same.

Members of the Panel were advised that the '20's Plenty' scheme was designed specifically for areas outside schools and it could not be applied to all roads in general and that Essex County Council processed 20mph speed limit requests separately.

Councillor Gronland was invited to provide details of the Oxfordshire scheme to enable Members of the Panel to consider it in more detail.

Action By: Councillor D Gronland, BALC. To forward to Dan Maclean, Essex Highways, details of Oxfordshire County Council's decision to implement a '20's Plenty' scheme throughout its area, so that this may be considered in more detail.

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Witham Town Council Environment Committee: Parking & Highways Report.				Agenda Item 13
HIGHWAY / PARKING ISSUE	RAISED	FIRST RAISE	CURRENT STAGE	MIN. REF
Collingwood Road - Speed Survey	PA&T	2.9.2019	LHP request submitted 9.9.2019	92.2/9/2019
Avenue Road - Speed Survey	PA&T	2.9.2019	LHP request submitted 9.9.2019	92.2/9/2019
Pelly Avenue parking	PA&T	10.02.2020	Public consultation completed 27.03.2020. Liaison with Greenfields commenced	204.10/02/2020
Guithavon Valley parking issue	PA&T	03.08.2020	LHP request for safety audit applied for	03.08.2020 delegated decision
Maltings Lane	P&T	1.6.2021	In validation	19.1.6.2021
Rickstones Road Speed survey prior to VAS	P & T	29.3.2022	LHP request	267
Maldon Road Speed Survey prior to VAS	P & T	29.3.2022	LHP Request	267
20 mph limit on all residential roads	P & T	21.4.2022	Request via RP & DL.	
Chipping Hill Bridge - withdrawn (See HGV routing below)	P & T	26.4.2022	LHP request for weight limit on grounds of amenity	286
HGV routes for Witham	P & T	7.6.2022	In validation	23
Speed Survey - Cut Throat Lane	P & T	4.7.2022	LHP	46
Parking Partnership Enquiry	P & T	22.7.2022	RP & DL's assistance requested for discrepancy between North and South. Awaiting a response from Parking Partnership.	
Pedestrian Barrier - Spa Road/Highfields Road	P & T	25.8.2022	LHP request	82

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Public notice

The Essex County Council (Newland Street, Witham) (Temporary Suspension of Parking Restriction) Order 2022

Notice is hereby given that the above Order made by Essex County Council, under s14 of the Road Traffic Regulation Act 1984, has been continued in force with the consent of the Secretary of State for the Department for Transport until 19 March 2023

Effect of the order: To suspend the existing Limited Waiting Mon-Sat 8am-6pm 1 Hour No Return 3 Hours restrictions under Section 14(1) of the Road Traffic Regulation Act 1984, as amended, Newland Street, Witham in the District of Braintree. NORTH WEST SIDE: From a point in line with the south western property boundary of No.78 Newland Street, south west to a point in line with the north eastern property boundary of No.100 Newland Street, a distance of approximately 100m.

The parking restrictions will be suspended every Tuesday between the hours of 6am to 4pm while the market is in operation. The parking restrictions will be reinstated for all other days of the week or where the market is not in operation.

Tile reference TL820 142 of The Essex County Council (Braintree District) (permitted parking area and special parking area) (Consolidation) Order 2019 shall be temporarily varied as detailed above. All other restrictions and exemptions contained in the aforementioned Order and Amendments to that Order shall remain in force.

This order is required for the safety of the public whilst the market is in operation and will come into effect on 19 September 2022 and may continue in force for 6 months, as and when suitable traffic management measures are in place on site.

Dated: 08/09/2022

Essex County Council
Network Assurance
A2 Annexe, ~~Seax~~ House,
Victoria Road South,
Chelmsford, Essex
CM1 1QH

Telephone: 0345 603 7631

Website: www.essex.gov.uk/highways



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Agenda Item 15



Five-Year Housing Land Supply Position Statement – April 2022

This Position Statement covers the five-year period 2022/23- - 2026/27. The housing target for Braintree District is set out in the Section 1 Braintree District Local Plan which was adopted in February 2021. That is a target of an average of 716 dwellings per year over the Plan Period 2013-2033. For the calculation of the five-year supply target, the cumulative shortfall since the 2013 base date is added to the base target of 716 dwellings per year; and then a 5% buffer is added to that total to ensure choice and competition in the housing market.

The Five-Year Supply Target 2022-2027

i)	Basic annual average target of 716 X 5	3,580
ii)	Cumulative shortfall at 2022	1,169
iii)	Basic target plus shortfall	4,749
iv)	Basic target plus shortfall plus 5% buffer =projected 5-year supply target 2022-2027	4,986
v)	Annual average target to identify 2022-2027	997

As set out in the Housing Site Schedule there is a supply of 4,848 dwellings projected to be completed in the five-year period 2022-2027. On the basis of the five-year supply target in Table 1 and the projected supply in the Housing Site Schedule, Braintree District Council can currently demonstrate a 4.86-year supply of deliverable sites.

The Section 2 Local Plan, including new housing site allocations, was adopted on 25 July 2022. Those allocations will add to the supply as they come forward.

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Agenda Item 16 (a)

Dear Cllrs,

I am contacting you with regards to the next steps in the A12 Development Consent Order (DCO) process. You are due to receive an email from National Highways with information about the next steps in the process. This means that the DCO is proceeding towards examination by the Inspectors.

This is **not** an opinion on the route, any mitigations or on any detailed technical aspect of the work – it is an acknowledgement that proper processes on consultation have been adequately followed to date and that we are now moving into the next phase. I want to emphasise that the DCO process is being led and delivered by National Highways. ECC, as the Transport Authority, is a consultee on the process but we have no influence over timescales, or the process that the Planning Inspectorate chooses to follow over the coming months.

The application form and accompanying application documents including plans, maps and the Environment Statement are available for inspection and download free of charge on the relevant project webpage of the Planning Inspectorate's National Infrastructure Planning website: <https://infrastructure.planninginspectorate.gov.uk/projects/eastern/a12-chelmsford-to-a120-widening>

The Inspectorate have issued detailed advice on registering as an interested party and making a relevant representation. This Advice Note (8.2 – How to Register to Participate in an Examination) is published on the National Infrastructure Planning website under 'Legislation and Advice' and can be found at: <https://infrastructure.planninginspectorate.gov.uk/legislation-and-advice/advice-notes/>

Further information regarding the availability of the DCO Application documents and where you can view them is included in the section 56 notice which National Highways will be sending out shortly. **Representations must be received by the Inspectorate no later than 04 November 2022.**

I would urge you to make sure that you register on the planning inspectorate website for updates to make sure that you receive these directly and in a timely manner as ECC will be working on its own response and will not be sending out updates on behalf of National Highways.

I would also like to highlight that the DCO process is different to a typical planning application where there may be one hearing on the whole scheme. It may be that the Planning Inspectorate chooses to hear all the information including issues and mitigations on a junction-by-junction basis, or it may be that the planning inspectorate chooses to hear information about the junctions in one hearing and mitigations separately – we simply do not know at this stage.

I should also flag that registration in respect of the examination in public may have consequences including in relation to costs and those are a matter for those who wish to register to participate in the examination.

We will know more once the inspectors have had an initial procedural meeting. ECC officers will continue to arrange briefings (as we have done previously) to keep members up to date

from our own point of view, including rescheduling the Parish Councillors briefing which I hope will be as soon as possible following its cancellation last week.

I hope that this is a helpful update

Best regards

Cllr Lesley Wagland

Councillor Lesley Wagland OBE

Cabinet Member for Economic Renewal, Infrastructure and Planning

Councillor for Brentwood Rural Division

Essex County Council

Email: cllr.lesley.wagland@essex.gov.uk

Mobile: 07753 361962

Cabinet Advisor: Alison.bielecka@essex.gov.uk

Mobile: 07717 867136

Cabinet Assistant: lois.whitrod@essex.gov.uk

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Agenda Item 16(b)

Good afternoon,

On 15 August 2022, National Highways submitted its application for a DCO. I am pleased to say that this application was accepted for examination by the Inspectorate on 12 September 2022.

This means that we are contacting prescribed consultees and providing them with S56 notice. This notice marks the start of a 7 week period to submit Relevant Representations. During this time, stakeholders are given the opportunity to register with the Planning Inspector as an “Interested Party”. By registering they will become part of the DCO process and be able to make representations formally about the proposals we have put forward. Further information on the process can be found here: <https://infrastructure.planninginspectorate.gov.uk/legislation-and-advice/advice-notes/advice-note-8-2-how-to-register-to-participate-in-an-examination/>

In addition to the letters that will be sent, notices are posted at various locations around the proposed scheme as well as in local and national newspapers. Please find attached a copy of the letter and Section 56 notice that, if it hasn't already, will shortly be arriving in the post.

It is important to note any person may register to participate in the examination and make relevant representation on the Application to the Planning Inspectorate before Friday 4 November 2022. Details on how to register to participate in the examination and submit a relevant representation are included on the Planning Inspectorate's National Infrastructure Planning website: <https://infrastructure.planninginspectorate.gov.uk/legislation-and-advice/advice-notes/>

Lastly, The application form and accompanying application documents including plans, maps and the Environment Statement are available on the relevant project webpage of the Planning Inspectorate's National Infrastructure Planning website below, please refer to the introduction to the application document to help you to navigate the submission documents : <https://infrastructure.planninginspectorate.gov.uk/projects/eastern/a12-chelmsford-to-a120-widening-scheme/?ipcsection=docs>

I hope this is helpful and if you do have any further questions about this, the DCO process of the A12 project, or you have any questions, please do not hesitate to get in touch.

Thank you,

Lindsay Plumridge
A12 Communications and Stakeholder Engagement



Our ref: TR010060/S56

Name
Address

A12 Chelmsford to A120 widening
Project Team
National Highways
Woodlands
Manton Lane
Bedford
MK41 7LW

0300 123 5000

Date: 20/09/2022

Dear Salutation,

**A12 Chelmsford to A120 widening scheme
PLANNING ACT 2008 SECTION 56: NOTIFYING PERSONS OF ACCEPTED
APPLICATION
THE INFRASTRUCTURE PLANNING (APPLICATIONS: PRESCRIBED FORMS AND
PROCEDURE) REGULATIONS 2009: REGULATION 8
THE INFRASTRUCTURE PLANNING (ENVIRONMENTAL IMPACT ASSESSMENT)
REGULATIONS 2017: REGULATION 16**

I am writing regarding the proposed A12 Chelmsford to A120 widening scheme (the "proposed scheme") which includes the widening of the existing A12 in Essex to three lanes throughout in each direction between junctions 19 (Boreham Interchange) and 25 (Marks Tey), where it is not already three lanes. This would mainly involve online widening of the existing carriageway, together with new offline highway created between junctions 22 and 23 (Rivenhall End Bypass) and between junctions 24 and 25 (Kelvedon to Marks Tey). It would be accompanied by junction improvements (junctions 19 and 25), construction of new junctions catering for traffic movements both north and southbound (new junctions 21 and 22 at Hatfield Peverel and 24 at Kelvedon), and removal of existing junctions 20a, 20b and 23.

The proposals include the diversion and alteration of a high pressure gas main, east of Witham, that is an NSIP in its own right.

National Highways is seeking development consent for the scheme under the Planning Act 2008 (the "2008 Act"). This legislation requires National Highways to make an application to the Planning Inspectorate ("the Inspectorate") for a Development Consent Order (DCO) to get the consent we need to build the scheme.

National Highways submitted its application for a DCO on 15 August 2022. This application was accepted for examination by the Inspectorate (on behalf of the Secretary of State) on 12 September 2022. National Highways is writing to you because it is required to notify you of an accepted application.

In accordance with the 2008 Act and the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017, please find enclosed with this letter a section 56 notice and a USB memory stick with a file containing:

- A copy of the accepted application
- A map showing where the proposed development is to be found at document 2.1 Location plan (volume 2); and
- A copy of the Environmental Statement (volume 6)

The application form and accompanying application documents including plans, maps and the Environment Statement are available for inspection and download free of charge on the relevant project webpage of the Planning Inspectorate's National Infrastructure Planning website:

<https://infrastructure.planninginspectorate.gov.uk/projects/eastern/a12-chelmsford-to-a120-widening-scheme/?ipcsection=docs>

Any person may register to participate in the examination and make relevant representation on the Application to the Planning Inspectorate before the deadline for registration and receipt of a relevant representation. Details of how to register to participate in the examination and submit a relevant representation are included in the enclosed notice.

The Inspectorate have issued detailed advice on registering as an interested party and making a relevant representation, to which you are advised to have regard. This Advice Note (8.2 – How to Register to Participate in an Examination) is published on the National Infrastructure Planning website under 'Legislation and Advice' and can be found at:

<https://infrastructure.planninginspectorate.gov.uk/legislation-and-advice/advice-notes/>

Further information regarding the availability of the DCO Application documents and where you can view them is included in the enclosed section 56 notice.

Representations must be received by the Inspectorate no later than 04 November 2022. Please note that any submitted representations to the Inspectorate will be published on the National Infrastructure Planning website for the Application.

For further information about the Application, please contact us using the following details:

Post: A12 Project Team, National Highways, Woodlands, Manton Lane, Bedford, Bedfordshire, MK41 7LW

Email: A12chelmsfordA120wide@nationalhighways.co.uk

Telephone: 0300 123 5000

Yours sincerely/faithfully,



Tracey Harvey
Project Manager
National Highways

Enc.

- Section 56 Notice
- USB Memory Stick with the full application



National Highways

Section 56 Planning Act 2008

Regulation 9 of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009

Regulation 16 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017

Notice of Acceptance of an Application for a Development Consent Order

A12 Chelmsford to A120 widening scheme

Notice is hereby given that the Secretary of State has accepted an application by **National Highways Company Limited** of Bridge House, 1 Walnut Tree Close, Guildford, GU1 4LZ ("the Applicant") for a Development Consent Order ("DCO") under the Planning Act 2008 ("the Application"). The Application was submitted by National Highways to the Secretary of State c/o the Planning Inspectorate ("the Inspectorate") on **15 August 2022** and was accepted for examination on **12 September 2022**. The reference number applied to the Application by the Inspectorate is **TR010060**.

Summary of the Application

The DCO would authorise a nationally significant infrastructure project ("NSIP") for the alteration of an existing highway. The Application proposes the widening of the existing A12 in Essex to three lanes throughout in each direction between junctions 19 (Boreham Interchange) and 25 (Marks Tey), where it is not already three lanes. This would mainly involve online widening of the existing carriageway, together with new offline highway created between junctions 22 and 23 (Rivenhall End Bypass) and between junctions 24 and 25 (Kelvedon to Marks Tey). It would be accompanied by junction improvements (junctions 19 and 25), construction of new junctions catering for traffic movements both north and southbound (new junctions 21 and 22 at Hatfield Peverel and 24 at Kelvedon), and removal of existing junctions 20a, 20b and 23.

The proposals include the diversion and alteration of a high pressure gas main, east of Witham, that is an NSIP in its own right.

The DCO would authorise the compulsory acquisition of land, interests in land and rights over land, and the powers to use land permanently and temporarily for the construction, operation and maintenance of the scheme.

The DCO would make provision for several associated and ancillary matters, including the following:

- Improvements to existing local roads, including Kelvedon Road, Inworth;
- Drainage and attenuation ponds;
- New bridges over the A12;
- Improvements to the cycling footpath and bridleway network;
- Detrunking of sections of the existing A12 at Rivenhall End and between Kelvedon and Marks Tey;
- Alteration, creation, extinguishment or suspension of highways;
- Creation, stopping up and alteration of accesses to highways;
- Traffic regulation measures; diversion and alteration of existing above ground cables;
- Removal, disposal, replacement or re-siting of pipes, cables, conduits and apparatus;
- Removal of trees, hedgerows and vegetation;
- Operation and management of the A12;
- Discharge of waters into inland waters or underground strata;
- Creation of borrow pits to provide aggregates for constructing the scheme;
- Disapplication of byelaws and local legislation; and
- acquisition and use of open space land and provision of replacement land.

Environmental Impact Assessment

The scheme is Environmental Impact Assessment development ("EIA development") as defined by The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017. The Application is therefore accompanied by an Environmental Statement.

Copies of Application Documents

The application form and accompanying application documents including plans, maps and the Environment Statement are available for inspection and download free of charge on the relevant project webpage of the Planning Inspectorate's National Infrastructure Planning website:

<https://infrastructure.planninginspectorate.gov.uk/projects/eastern/a12-chelmsford-to-a120-widening-scheme/?ipcsection=docs> under the documents tab from the 12 September 2022.

Copies of the application form and accompanying application documents, plans, maps and the Environmental Statement are available for inspection free of charge from 12 September 2022 until 04 November 2022 at the following website:

<https://infrastructure.planninginspectorate.gov.uk/projects/eastern/a12-chelmsford-to-a120-widening-scheme/>

An electronic copy of the application documents can be supplied free of charge on a USB memory stick. A paper copy of the application documents can also be supplied, but there will be a reasonable charge for paper copies to cover the cost of printing, packaging and postage up to a charge of [£4604 for a complete set of documents.

Please contact National Highways via the following contact details if you have any enquiries about any of the application documents or to request a copy of the application documents:

Post: A12 Project Team, National Highways, Woodlands, Manton Lane, Bedford, Bedfordshire, MK41 7LW
Email: A12chelmsfordA120wide@nationalhighways.co.uk
Telephone: 0300 123 5000

Making a relevant representation on the Application

Any person may make a relevant representation on the Application to the Secretary of State (such as giving notice of any interest in or objection to the Application). Any relevant representation relating to the Application must be submitted on a registration form and give the grounds on which it is made. The Inspectorate has issued detailed advice on registering as an interested party and making a relevant representation to which you are advised to have regard. This Advice Note (8.2 – How to Register to Participate in an Examination) is published on the National Infrastructure Planning website under 'Legislation and Advice' and can be found at: <https://infrastructure.planninginspectorate.gov.uk/legislation-and-advice/advice-notes/>

The period for making a relevant representation starts on **22 September 2022** and will end at **11.59pm on 4 November 2022**. Please note that any submitted representations to the Inspectorate will be published on the National Infrastructure Planning website for the Application.

The Registration and Relevant Representation form will be made available by the Inspectorate once the registration / relevant representation period has opened on the Inspectorate's project web page: <https://infrastructure.planninginspectorate.gov.uk/projects/eastern/a12-chelmsford-to-a120-widening-scheme/>

Alternatively, you can request a hard copy of the registration / relevant representation form by telephoning 0303 444 5000 quoting the name of the Application and the Inspectorate's reference number TR010060.

The completed form must be received by the deadline for relevant representations. A completed hard copy form to be submitted to the Inspectorate should be sent to:

The Planning Inspectorate
Major Applications & Plans
3D
Temple Quay House
Temple Quay
BRISTOL
BS1 6PN

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