

**A Summary of the Publicity Requirements and Opportunities for Public Involvement in Planning Process**

Further help and guidance on the Infrastructure Planning Commission (IPC) can be found on their web site: [www.independent.gov.uk/infrastructure](http://www.independent.gov.uk/infrastructure)

To speak to a member of the IPC about a proposal, call their helpline: 0303 444 5000 or e-mail the IPC at [ipcenquiries@infrastructure.gsi.gov.uk](mailto:ipcenquiries@infrastructure.gsi.gov.uk).

<p align="center"><b>Under the: Town and Country Planning Act via the Local Authority (Significant Scale)</b></p>	<p align="center"><b>Under the: Electricity Act via the Department of Energy and Climate Change</b></p>	<p align="center"><b>Under the: Planning Act 2008 via the Infrastructure Planning Commission</b></p>
<p><b>Pre Application</b></p> <ul style="list-style-type: none"> <li>• Undertake public consultation taking account of Local Authority advice</li> <li>• Likely to include exhibitions, press coverage, web site information, liaison groups (where established) etc</li> <li>• You can make representations at this stage to the Local Council, form campaign groups etc</li> </ul>	<p><b>Pre Application</b></p> <ul style="list-style-type: none"> <li>• Undertake public consultation – good practice advocated</li> <li>• DECC undertakes minimum direct consultation itself (Local Authorities, Environment Agency, Natural England) in conjunction with applicant undertaking wider consultation including with the local community</li> <li>• Likely to include exhibitions, press coverage, web site information, liaison groups (where established) etc</li> <li>• You can make representations at this stage directly to DECC and or the Local Council, form campaign groups etc</li> </ul>	<p><b>Pre Application</b></p> <ul style="list-style-type: none"> <li>• Publicise the proposed application</li> <li>• Consult and agree Statement of Community Consultation (SOCC) with Local Authority</li> <li>• Publicise Statement of Community Consultation via local newspaper allowing at least 28 days by which responses to the consultation must be received.</li> <li>• Consult with prescribed consultees (approx 50 listed)</li> <li>• Undertake consultation with local residents in accordance with SOCC</li> <li>• Likely to include exhibitions, press coverage, web site information, liaison groups (where established) etc</li> <li>• You can make representations at this stage to the applicant (you can also make them to the Local Council if you so wish), form campaign groups etc. Representations to the IPC are for the next stage.</li> <li>• Applicant is <b>required</b> to take account of consultation responses</li> </ul>
<p><b>Application Process</b></p> <ul style="list-style-type: none"> <li>• Applicant submits application documentation including a Statement of Community Consultation (good practice)</li> <li>• Publicised by way of press notices, site notice, neighbour notifications etc</li> <li>• You can make representations on</li> </ul>	<p><b>Application Process</b></p> <ul style="list-style-type: none"> <li>• Applicant submits application documentation including a Statement of Community Consultation (good practice)</li> <li>• Publicised by way of press notices, site notice, neighbour notifications etc</li> <li>• You can make representations on</li> </ul>	<p><b>Application Process</b></p> <ul style="list-style-type: none"> <li>• To be a valid application IPC will need to be satisfied that sufficient and good enough consultation has taken place by the applicant</li> <li>• Applicant submits application documentation including a Consultation Report (a requirement)</li> <li>• Application will have to demonstrate</li> </ul>

<p>the application to the Local Authority</p> <ul style="list-style-type: none"> <li>Local Authority determines the application</li> <li>If application refused, then potential for an Appeal (adversarial style) and for further representations (written or oral) to be made at an Inquiry</li> <li>Decision: approve or refuse</li> </ul>	<p>the application directly and/or via the Local Authority</p> <ul style="list-style-type: none"> <li>If Local Authority object, DECC obliged to call a Public Inquiry. DECC could call a Public Inquiry even if no objection from Local Authority</li> <li>You can make written and oral representations at the Inquiry (adversarial style)</li> <li>DECC (Secretary of State) determines the application – approve or refuse (no right of appeal)</li> </ul>	<p>that public feedback has been considered and taken into account</p> <ul style="list-style-type: none"> <li>Applicant must publicise the application has been made</li> <li>You can register as an interested party with IPC and be kept informed of process and timetable</li> <li>You can attend a preliminary meeting chaired by the IPC, which sets out how the application will be examined - this will affect how you take part</li> <li>Send in written representations see other written representations submitted and make your own comments upon them.</li> <li>You can request a public hearing (inquisitorial style)</li> <li>You can speak at a public hearing either on specific issues or at an "open floor" session</li> <li>Local Authority can send in Local Impact Report</li> <li>Always an opportunity for a public open floor hearing</li> <li>IPC makes the decision where there is an approved National Policy Statement, where there is no such Statement the IPC will make a recommendation to the Secretary of State</li> </ul>
<p><b>Post Decision</b></p> <ul style="list-style-type: none"> <li>A 3 month period for legal challenge but in reality Courts expect such challenges to be made within 6 weeks</li> <li>If approved, Local Authority processes schemes submitted to satisfy planning conditions etc</li> </ul>	<p><b>Post Decision</b></p> <ul style="list-style-type: none"> <li>A 3 month period for legal challenge but in reality Courts expect such challenges to be made within 6 weeks</li> <li>If approved, Local Authority processes schemes submitted to satisfy planning conditions etc</li> </ul>	<p><b>Post Decision</b></p> <ul style="list-style-type: none"> <li>A six week period for legal challenge</li> <li>If approved, IPC processes schemes submitted to satisfy planning conditions etc</li> </ul>