

# **A38 Derby Junctions**

## **Statement of Community Consultation**

### **(SoCC)**

**August 2018**

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## Introduction

1. Highways England is publishing this Statement of Community Consultation (SoCC) in connection with a proposed improvement to 3 junctions on the A38 in Derby:
  - A38/A5111 Kingsway
  - A38/A52 Markeaton
  - A38/A61 Little Eaton
2. The purpose of this document is to set out how we will consult the local community about our proposal. The document also provides background to the scheme and how the application to build it will progress.

## The application

3. Highways England is developing this scheme under the Planning Act 2008 and is publishing this statement under Section 47 of that Act. We have consulted Derby City Council, Derbyshire County Council and Erewash Borough Council, the local authorities responsible for the area where the project will be built, as well as neighbouring local authorities (Amber Valley Borough Council and South Derbyshire District Council) affected by wider impact of the scheme, about plans to consult the local community.
4. The Planning Act 2008 requires Highways England to make an application to the Secretary of State through the Planning Inspectorate for a Development Consent Order (DCO) to build the scheme. The Planning Inspectorate will examine the DCO application and the Secretary of State will decide on whether the scheme should go ahead. Highways England anticipates that a DCO application for the scheme will be made in Spring 2019. We are publishing this statement under section 47 (duty to consult local community) of that Act.
5. **The best time to provide feedback on this scheme is now by taking part in this consultation.**
6. You can find more information about the Planning Inspectorate and the Planning Act 2008 on the Gov.uk website:  
<http://infrastructure.planninginspectorate.gov.uk>  
or by calling the Planning Inspectorate on 0303 444 5000.

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## The scheme

7. The A38 is the strategic route from Birmingham to Derby and through to the M1 at junction 28. It carries significant volumes of north-south long distance traffic. Where the A38 passes through Derby, significant volumes of traffic making local journeys cross, join and leave the A38 which disrupts, and is disrupted by, the strategic traffic. This results in congestion and delay at the following 3 roundabout junctions, to the west and north of Derby city centre.
  - A38/A5111 Kingsway roundabout
  - A38/A52 Markeaton roundabout
  - A38/A61 Little Eaton roundabout
8. A scheme intended to resolve these congestion problems was originally presented to the public at a consultation in 2002, with an additional consultation held for the Little Eaton junction in 2003, before the scheme was put on hold.
9. Highways England is committed to improving these junctions and the Government's 'Pinch Point' schemes enabled us to carry out interim improvements at Little Eaton and Markeaton junctions in 2015. These interim schemes were not intended to provide long-term relief from existing traffic congestion. A scheme to separate local and strategic through-traffic on the A38 is still required to resolve the problems more permanently. Highways England has developed a scheme whereby split-level junctions – using underpasses and a flyover – will replace the current roundabout arrangements.
10. The proposed A38 Derby Junctions scheme aims to improve economic growth, the environment, journey time reliability and increase capacity, and to improve safety for both road users and non-motorised users. The overall objectives of the scheme are:
  - To reduce congestion and make journey times between Birmingham, Derby and the M1, at junction 28, more reliable
  - To help facilitate regional development and growth in Derby City and its surrounding areas and increase capacity of the strategic road network to absorb growth
  - To minimise impacts on the environment
  - To reduce impacts on air quality and noise
  - To improve safety for all road users, and for those people living near the junctions
  - To facilitate integration with other transport modes where applicable
  - To connect people by maintaining or providing appropriate facilities for crossing, and travelling along, the road, particularly for cyclists and pedestrians.
  - To be affordable and represent high value for money
  - To improve integration by supporting the local transport plan
  - To minimise disruption during construction

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11. We anticipate that potential adverse impacts of the scheme may arise while the road is being built and it is inevitable that there will be some disruption to road users during the construction phase. However, we will consider this impact during the design of our scheme and we will do our best to mitigate this as much as possible; we are considering the methods and phasing of construction to minimise the impact on users and local residents as far as possible.

## **Consulting the community**

### **Previous non-statutory consultation**

12. Development of the scheme commenced in 2001 and early consultation took place in July 2002, following which revised options for the Little Eaton junction were developed and a supplementary public consultation took place in October 2003. Work on the scheme was suspended in 2005 due to a funding decision, and put on hold in 2008 following the economic downturn and a review of the earlier work and a full cost evaluation.
13. The scheme re-commenced in 2014, following which a further non-statutory consultation took place between 2 February and 13 March 2015 as part of the scheme options development phase. The purpose of the 2015 consultation was to show how the scheme had developed since the previous consultations, to present the updated designs, the additional land required to deliver the new junction arrangements, to raise awareness and understanding of the need and rationale for the proposed junction improvements. It sought to seek objective feedback on the proposals to help shape the ongoing development of the designs.
14. Outcomes of the 2015 consultation were summarised in a public consultation report which will be available to view for the duration of the statutory consultation period at the display locations detailed in this SoCC. Copies may also be requested by contacting Highways England directly at the address provided in this SoCC. The report is also available to download from: <https://www.gov.uk/government/consultations/a38-derby-junctions-improvements>

### **Statutory consultation**

15. In accordance with Section 47 of the Planning Act 2008, Highways England is consulting people living in the vicinity of the proposed scheme.
16. We want to make sure that the local community, the residents, local interest groups, businesses, visitors and road users, have the opportunity to fully understand the scheme and comment on our updated proposals. To do this we are holding a 6-week public consultation from 7 September 2018, during which we will provide information on the proposed layout, junction and access arrangements and development of the scheme shown in the preferred route announcement which was made on 31 January 2018.
17. The preferred route includes the following elements:

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**A38/A5111 Kingsway junction**

- Lowering the A38 to pass underneath the existing roundabout as a new underpass
- Providing 2 new roundabouts and a new bridge at the level of the existing roundabout to carry the traffic over the A38
- Converting the existing A38 carriageways into the junction slip roads to allow people to travel in any direction at the junction
- Widening the A38 in each direction between the Kingsway junction and Markeaton junction to 3 lanes in each direction (the next junction immediately to the north)
- Increasing the speed limit of the A38 from 40mph to 50mph
- Closing the existing Brackensfield Avenue and Raleigh Street accesses with the A38, and providing an alternative local access via Kingsway Park Close

**A38/A52 Markeaton junction**

- Lowering the A38 to pass underneath the existing roundabout as a new underpass
- Providing 2 new bridges to carry the A52 and new roundabout traffic over the A38
- Increasing the speed limit of the A38 from 40mph to 50mph
- Widening the A38 to 3 lanes in each direction between the Markeaton junction and Kedleston Road junction (the next junction immediately to the north)
- Constructing new slip roads from the A38 to allow people to travel in any direction at the junction
- Closing the existing Enfield Road access road with the existing A38
- Modifying the access to the Esso petrol station and McDonald's off the A52 and A38
- Closing Markeaton Park access off the A38 and providing a new access via A52 Ashbourne Road
- Replacing the pedestrian footbridge over the A38 Queensway

**A38/A61 Little Eaton junction**

- Realigning the A38 to the south and east of the existing roundabout on an embankment to create a flyover arrangement.
- Extending the existing roundabout to the south with new slip roads
- Constructing 2 new bridges to carry the A38 traffic over the roundabout
- Retaining the A38 as a 2 lane dual carriageway. Widening the existing bridge over the railway for the A38 southbound carriageway
- Closing the existing Ford Lane access road with the existing A38

18. We have carried out an Environmental Impact Assessment (EIA) for the scheme. The scheme is an Environmental Impact Assessment development, and therefore we are publishing Preliminary Environmental Information Report (PEIR) as part of the statutory public consultation material. The PEIR gives information about the potential environmental effects of the scheme and indicates the mitigation measures that we expect to implement to minimise negative effects, so to assist well-informed responses to the consultation.

19. All comments received from the public will be considered and will influence, where possible and appropriate, any further refinements to the scheme development and Highways England’s approach to environmental mitigation.

20. Our consultation will involve:

Method	Detail
<p><b>Consultation events</b></p>	<p>A series of consultation events are proposed to be held at the following local venues on the dates and times indicated:</p> <p><b>University of Derby Enterprise Centre*</b>            Bridge Street, Derby, DE1 3LD            Friday 7 September, 2pm – to 8pm            Saturday 8 September, 10am – 4pm</p> <p><b>Breadsall Priory</b>            Moor Road, Morley, Derby, DE7 6DL            Wednesday 12 September, Midday – 8pm</p> <p><b>Haslams (The Venue), Derby RFC</b>            Haslams Lane, Darley Abbey, Derby, DE22 1EB            Thursday 13 September, Midday – 8pm</p> <p><b>Breadsall Memorial Hall</b>            Brookside Road, Breadsall, Derby, DE21 5LF            Saturday 15 September, 2:30pm – 8pm</p> <p><b>Allestree Memorial Hall,</b>            1 Cornhill, Allestree Derby, DE22 2GG            Tuesday 18 September, 10am – 1pm &amp; 3:30pm – 7pm</p> <p><b>Little Eaton Village Hall</b>            Vicarage Lane, Little Eaton, Derby, DE21 5EA            Wednesday 19 September, 3:30pm – 8pm</p> <p><b>Brackensdale Primary School*</b>            Walthamstow Drive, Derby, DE22 4BS            Saturday 22 September, 10am – 4pm</p>

Method	Detail
	<p>The dates for the events span different week days, evenings and include Saturdays in order to provide consultees suitable opportunities to attend.</p> <p>The events will give people an opportunity to view scheme proposals, talk to the project team and provide comments.</p> <p>* The Enterprise Centre and Brackensdale Primary School events will include a British sign language interpreter, and a portable Loop system will be available at all consultation events for the hard of hearing.</p> <p>A number of copies of the full suite of consultation documents will be available at the consultation events for reference.</p> <p>The public will be informed of the consultation events through various media channels including advertisements in the local newspaper (The Derby Telegraph), via our project website, direct communications.</p> <p>Feedback forms will be available at the consultation events for members of the public to record their comments and these can either be left with the project team and/or sent back separately via the address noted below.</p>
<p><b>Scheme website</b></p>	<p>All consultation material, including full summary of the project, copies of the supporting project documents and an online questionnaire and this SoCC will be provided on a dedicated website consultation page. Links to this page will be provided from the existing project web page: <a href="http://www.highwaysengland.co.uk/A38-Derby-Junctions">www.highwaysengland.co.uk/A38-Derby-Junctions</a></p>
<p><b>Consultation brochure and consultation leaflet</b></p>	<p>The consultation brochure contains details of the scheme and consultation events. We will deliver this to those living within the extent of the scheme (red line boundary) i.e. those whose land may be needed for the scheme.</p> <p>The leaflet will be sent to local people within the vicinity of the scheme, but will not be directly affected (no land take) by the scheme, this</p>

Method	Detail
	<p>includes households and businesses within a 500m buffer area (see Appendix 1) of the A38 between Kingsway and Little Eaton junctions with details of the planned public consultation dates, consultation event venues and deposit locations. Local authority stakeholders will be informed in advance of the date the brochures are to be delivered.</p>
<p><b>Council and community / area forum briefings</b></p>	<p>Where possible, we'll speak when invited to Local councils (including Parish Councils) and community / area forums, within whose area the proposed scheme will be carried out. If you wish to speak to us about this, contact the project team using the details provided below.</p>
<p><b>Stakeholder briefings</b></p>	<p>When invited, and where it is possible to do so, the project team will attend meetings of local community groups affected by the proposal. If you wish to speak to us about this, contact the project team using the details provided below.</p>
<p><b>Establishing stakeholder groups</b></p>	<p>Highways England previously set up a project Steering Group involving Derby City Council and Derbyshire County Council. The aim of the group was to provide a formal forum for consultation on all project-related matters; to obtain strategic input to the scheme development; and to enable the coordination of all day-to-day liaisons between the project team and the authorities. With the preferred route announcement having taken place, this group will be reconvened. Erewash Borough Council and South Derbyshire District Council will be kept informed of the groups' activities through invitations to the meetings and provision of meeting minutes.</p> <p>Having built a relationship with the local community, we will consider, in consultation with relevant town and parish councils and community / area forums, whether there is benefit in establishing a stakeholder group, to which we would invite local community nominated representatives to discuss our proposals. If you wish to speak to us about this, contact the project team using the details provided below.</p> <p>Highways England have also previously established relationships with Breadsall Parish Council and Little Eaton Parish Council, and</p>

Method	Detail
	where possible, we'll offer update briefings when invited. .
<b>Statutory notices</b>	Statutory notices to publicise the proposed DCO application and the SoCC will be issued: <b>Proposed DCO application</b> - once in The Guardian and the London Gazette and twice in local circulating newspaper (The Derby Telegraph) <b>Publicising the SoCC</b> - once in local circulating newspaper (The Derby Telegraph).
<b>Media adverts &amp; press releases</b>	The consultation will be advertised in the local newspaper - The Derby Telegraph at the launch of the consultation.  Press releases, detailing the public consultation period will be issued.
<b>Social media</b>	We use social media to broaden the reach of our consultation and encourage feedback. News and updates about the scheme will be advertised on our twitter feed @HighwaysEMIDS

In the case of circumstances where an event needs to be cancelled (for example severe weather conditions), it may be substituted with similar event(s) subject to the availability of suitable venue(s). This will be advertised locally and via the Project Team website.

**How to respond to the consultation:**

A consultation response form will be available to help you provide comments on the scheme design. All consultation responses must be made in writing by:

- Completing the online response form at : [www.highwaysengland.co.uk/A38-Derby-Junctions](http://www.highwaysengland.co.uk/A38-Derby-Junctions)
- Attending a consultation event where you can meet the project team and complete a paper copy
- Picking up a hardcopy at one of our display/deposit locations which can be posted via freepost to: **FREEPOST A38 DERBY JUNCTIONS**

Alternatively, you can email [A38derbyjunctions@highwaysengland.co.uk](mailto:A38derbyjunctions@highwaysengland.co.uk), or write to us at: **FREEPOST A38 DERBY JUNCTIONS**.

All responses must be received by **THURSDAY 18<sup>TH</sup> OCTOBER 2018**

**Documents available for inspection**

21. The consultation brochure, this updated SoCC, and other relevant technical documents listed in Appendix 3 will be available online and will be added to throughout the course of the project on the dedicated website consultation page, and will be available to view free of charge during the consultation at the following deposit locations:

Location	Opening times
Allestree Library Park Farm Centre Park Farm Drive Derby DE22 2QN	Monday – closed Tuesday 10am – 5pm Wednesday – closed Thursday 10am – 7pm Friday 10am – 5pm Saturday 10am – 1pm
Breadsall Village Shop 2 Rectory Lane Breadsall Derby DE21 5LL	Monday to Friday 7:15am – 6:30pm Saturday 7:45am – 6pm Sunday 8:30am – 2pm
Riverside Library Council House Corporation Street Derby DE1 2FS	Monday to Friday 8:30am – 5pm Saturday 9am – 1pm
Derbyshire County Council offices County Hall Matlock DE4 3AG	Monday to Friday 9am – 5pm
Etwall Library Main St Etwall Derby DE65 6LP	Monday 2pm – 7pm Tuesday – closed Wednesday 10am – 5pm Thursday 2pm – 7pm Friday – closed Saturday – closed
Little Eaton Post Office (within The Co-operative), 160 Alfreton Road Little Eaton Derby DE21 5DE	Monday to Friday 9am – 5:30pm Saturday 9am – 1pm
Mackworth Library Prince Charles Avenue Mackworth Derby DE22 4BG	Monday 10am – 1pm Tuesday 1pm – 5pm Wednesday – closed Thursday 1pm – 5pm Friday – closed Saturday 10am – 1pm
Mickleover Library Holly End Road Derby DE3 0EA	Monday – closed Tuesday 10am – 5pm Wednesday – closed Thursday 10am – 7pm Friday 10am – 5pm Saturday 10am – 1pm

## Next steps

22. Comments received during the consultation will be carefully considered by Highways England and will be taken into account in developing the scheme proposal.
23. An explanation of how comments received have shaped and influenced our proposals will be reported in a Consultation Report prepared by Highways England which will accompany the DCO application.
24. The Planning Inspectorate will decide whether the application meets the required standards to proceed to examination. This must include their determination of whether our consultation has complied with the contents of this SoCC.
25. Highways England needs to collect and assess all responses to consultation before compiling the DCO application to the Planning Inspectorate. To allow time to do this, it must receive feedback by the close of statutory consultation at **23:59 on 18 October 2018**.
26. If you want to contact us or find out more about this scheme, you can:
  - Visit the scheme webpage: [www.highwaysengland.co.uk/A38-Derby-Junctions](http://www.highwaysengland.co.uk/A38-Derby-Junctions)
  - E-mail us: [A38derbyjunctions@highwaysengland.co.uk](mailto:A38derbyjunctions@highwaysengland.co.uk)
  - Call us: 0300 123 5000 (9am to 5pm, Monday to Friday)
  - Write to us: **FREEPOST A38 DERBY JUNCTIONS**

Date: August 2018

### Your data, your rights

On 25 May 2018, the General Data Protection Regulations (GDPR) became law. The law requires Highways England to explain to you – consultees, stakeholders and customers – how your personal data will be used and stored.

Highways England adheres to the government's consultation principles, the Planning Act 2008 and the Highways Act 1980 as required, and may collect personal data to help shape development of highways schemes.

Personal data collected by the project team will be processed and retained by

Highways England and its appointed contractors until the scheme is complete.

#### Under the GDPR regulations you have the following rights:

- Right of access to the data (Subject Access Request)
- Right for the rectification of errors
- Right to erasure of personal data – this is not an absolute right under the legislation
- Right to restrict processing or to object to processing
- Right to data portability

If, at any point, Highways England plans to process the personal data we hold for a purpose other than that for which it was originally collected, we will tell you what that other purpose is. We will do this prior to any further processing taking place and we will include any relevant additional information, including your right to object to that further processing.

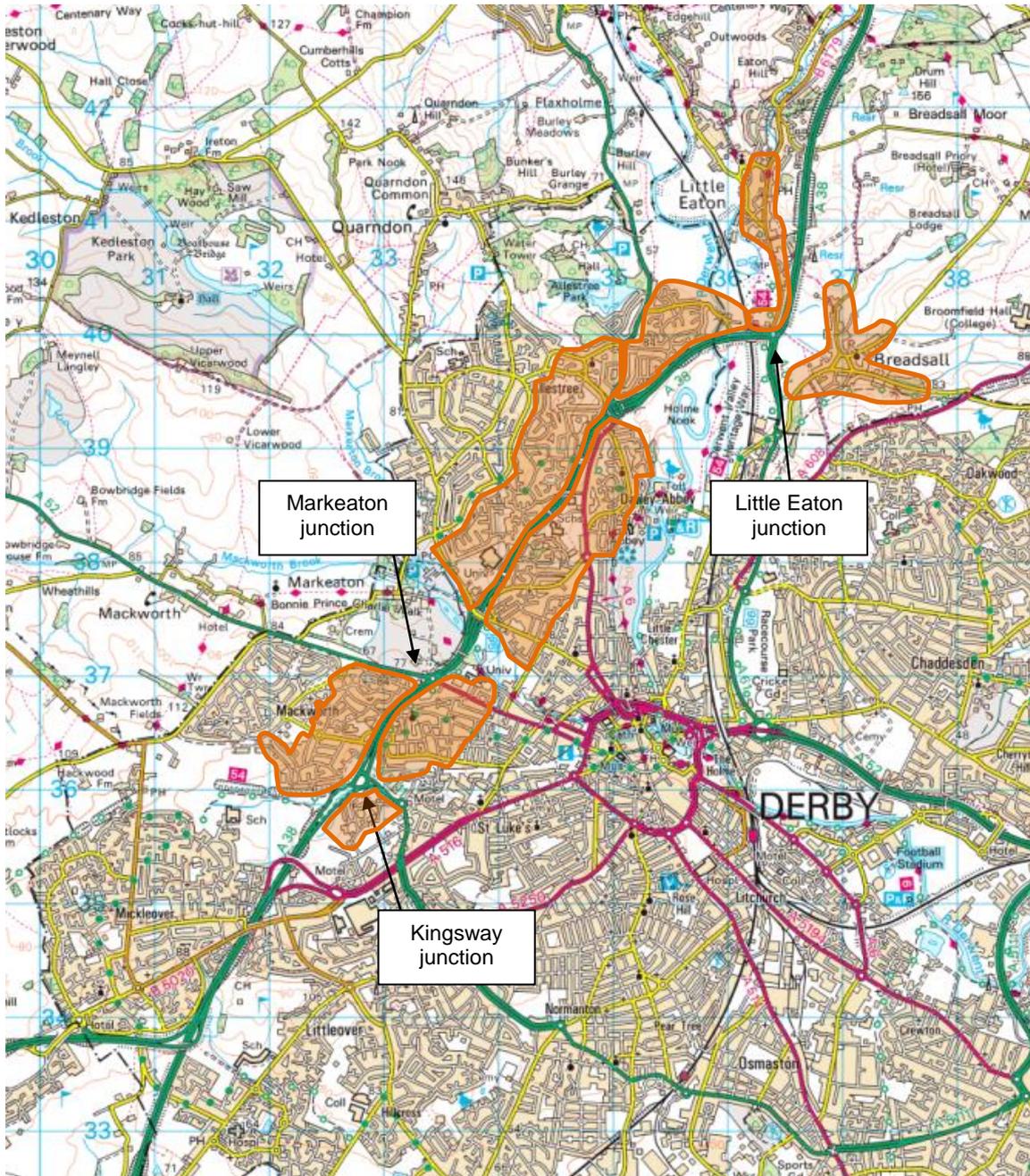
You have the right to lodge a complaint with the supervisory authority, the Information Commissioners Office.



If you'd like more information about how we manage data, or a copy of our privacy notice, please contact: [DataProtectionAdvice@highwaysengland.co.uk](mailto:DataProtectionAdvice@highwaysengland.co.uk)

## Appendices

### Appendix 1 – Consultation zone



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## **Appendix 2 – Local Authorities**

Local Authorities in which the scheme is to take place:

Derby City Council  
Derbyshire County Council  
Erewash Borough Council

Neighbouring Local Authorities:

Amber Valley Borough Council  
South Derbyshire District Council

## **Appendix 3 - Documents to be made available at deposit locations:**

Consultation brochure and response form  
Scheme layout plan - showing the full area and boundary of the scheme  
Preliminary Environment Information Report (PEIR) and Non-technical Summary  
Statement of Community Consultation (SoCC)  
Section 48 Notice  
Highways England DCO Leaflet - explaining the planning process in more detail  
A38: Derby Junctions: Scheme Assessment Report – Non Technical Summary  
A38 Derby Junctions improvements: Report on Public Consultation (2015)