



Department  
for Transport

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*By email to: [Stephen.davies2@highwaysengland.co.uk](mailto:Stephen.davies2@highwaysengland.co.uk)*

Your Ref: A46 Coventry Junctions Upgrade  
Our Ref: NATTRAN/WM/HAO/202  
Date: 27 May 2020

Dear Mr Davies

**THE HIGHWAYS ENGLAND THE A46 TRUNK ROAD (COVENTRY JUNCTIONS UPGRADE (BINLEY)) (SIDE ROADS) ORDER 2019**

**THE HIGHWAYS ENGLAND THE A46 TRUNK ROAD (COVENTRY JUNCTIONS UPGRADE (BINLEY)) COMPULSORY PURCHASE ORDER 2019**

**SECRETARY OF STATE'S DECISION – ORDERS TO BE CONFIRMED WITH MODIFICATIONS**

1. I refer to your application for confirmation of the above-named Side Roads Order and Compulsory Purchase Order (“the Orders”). I am pleased to inform you that the Secretary of State for Transport (“the Secretary of State”) has decided to confirm the Orders, as modified by him, and this letter constitutes his decision to that effect.
2. In confirming the Orders, the Secretary of State has relied on the information that Highways England have provided, as contained in the Orders and any related plans, diagrams, statements or correspondence, as being factually correct. Confirmation is given on this basis.
3. Due to the coronavirus pandemic and the current guidelines from Her Majesty’s Government to remain at home and carry out duties from there, the use of a wet signature on this decision has been delayed and the original made Orders will be duly signed and issued to you at a later date.

4. Instead, this decision has been signed by way of an electronic signature on 19/05/2020 at 09:12 at my home premises. By making this statement, it enables a sufficient paper trail to be established should a legal challenge arise on these Orders.

## MODIFICATIONS

5. The Secretary of State will make the following modifications to the Side Roads Order and Compulsory Purchase Order, as agreed with Highways England following assessment of the Orders. He does not consider that any of the modifications would materially alter anyone's understanding of the Orders and in the case of the Compulsory Purchase Order, is satisfied the modifications do not result in the acquisition of any additional land.

- (i) Remove Article 4 of the Side Roads Order document which incorrectly refers to when the Order will come into effect.
- (ii) Remove "241" from the quoted powers in the Compulsory Purchase Order.
- (iii) Replace the Compulsory Purchase Order schedule with the revised schedule provided by Highways England on 30 October 2019. This reflects the following changes:
  - Schedule now set out in two tables as per Form 1 of The Compulsory Purchase of Land (Prescribed Forms) (Ministers) Regulations 2004
  - Change in measurements at plot 3B
  - Reduction of plot 3D, which is now split with the addition of plot 3F
  - Additional owners listed at all plot 3s
  - Change in measurements at plot 4A
  - Change of plot 23D to read 23B, together with appropriate new measurements
  - Change the reference "warehouse" at plots 4A and 4C to now read "Millbrook Healthcare".
- (iv) Title of the Compulsory Purchase Order maps to be changed to read 'Map referred to in THE A46 TRUNK ROAD (COVENTRY JUNCTIONS UPGRADE (BINLEY)) COMPULSORY PURCHASE ORDER 2019'.
- (v) Replace the Compulsory Purchase Order map Key Plan with map Key Plan Revision 1, which reflects all updates to the plot numbers.
- (vi) Replace the Compulsory Purchase Order map 1 of 5 with map 1 of 5 Revision 1, which reflects the split of plot 3D and shows the locations of Leofric Business Park (Site 2b) and Millbrook Healthcare.
- (vii) Labels to be added to Compulsory Purchase Order maps showing the locations of the following:
  - B&Q, Greens Home and Garden (Map 2)
  - Premier Inn, Warwickshire Shopping Centre, Broadstreet Rugby Club (Map3)
  - Plot 23E which was previously labelled 23D in error (Map 5).

## ACTIONS REQUIRED

6. The Side Roads Order will come into force on the date on which the Secretary of State publishes notice of its confirmation in the London Gazette, in accordance with paragraph 1 (1) of Schedule 2 to the Highways Act 1980. I enclose for your information, and distribution to any parties you think fit, copies of the Notice of Confirmation of the Order which is due to be published on **10 June 2020**. Arrangements have also been made by the Secretary of State for publication of the Notice in the Coventry Evening Telegraph, as used by Highways England at making stage.

7. In relation to the Compulsory Purchase Order, your attention is drawn to the provisions of Section 15 of the Acquisition of Land Act 1981, as amended by the Planning and Compulsory Purchase Act 2004, regarding publication and service of notices. I should be grateful if you would, in due course, send us a copy of the page from the local newspaper or online page containing the Notice of confirmation of the Order. The page should identify the name of the newspaper and the date of publication.

One copy of the Order, as confirmed, should also be sent to The Coal Authority at 200 Lichfield Lane, Mansfield, Nottingham NG18 4RG or at [thecoalauthority@coal.gov.uk](mailto:thecoalauthority@coal.gov.uk).

Yours sincerely,

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke, positioned below the text 'Yours sincerely,'.

**SIMON CONNICK**

A senior civil servant in the Department for Transport  
Signed by Authority of the Secretary of State