THE CAMBRIDGE SOUTH EAST TRANSPORT ORDER

APPLICANT'S NOTE REGARDING COMPLIANCE WITH STATUTORY REQUIREMENTS

8 October 2026

This note has been prepared on behalf of the applicant, Cambridgeshire County Council (**Applicant**).

References to rules in this note are to the Transport and Works (Applications and Objections Procedure) (England and Wales) Rules 2006 (**Rules**), unless stated otherwise. The relevant Rules have been summarised below unless quotation marks are used.

The application for the Cambridge South East Transport Order was made on 9 January 2025. The expiry date for objections was 7 March 2025 (extended from 28 February 2025).

On 6 June 2025, the Secretary of State for Transport (**SoS**) gave notice of her intention to hold an inquiry into the application, and confirmed that 6 June 2025 would be the "starting date" under the Rules. The SoS confirmed that statements of case were to be served by 18 July 2025.

By letter dated 26 June 2025, the SoS confirmed that the deadline for statements of case had been extended to 8 August 2025. By letter dated 6 August 2025, the SoS confirmed that the deadline for statements of case had been further extended to 19 September 2025.

On 27 October 2025, the SoS confirmed that the application had been put into abeyance until 31 March 2025. This abeyance was extended on 26 March 2026 to 30 June 2026. The SoS wrote to all interested parties on 30 June 2026 to confirm the abeyance had ended.

On 29 September 2026, the Secretary of State notified all parties that a Pre-inquiry Meeting would be held on 20 October 2026 and that the inquiry would open on 8 December 2026.

Summary table

Rules	Actions	Dates
Rule 13	Service of application documents to local authorities, deposit in the House of Commons library, and service to those names in Schedule 5	15 January 2025 (local authorities) 9 January 2025 (House of Commons)
Rule 14	Publication of notice in the London Gazette and local newspapers, service of notice to those named in Schedule 6, and display of notices at proposed sites. Publication of notice and environmental information on a website maintained by SoS.	9 January 2025 (online), 10 January 2025 (hard copy) (London Gazette) 9 January 2025 and 15 January 2025 (Cambridge News) 15 January 2025 (service to the relevant parties identified in Schedule 6) 9 January 2025 (service and display of notices, and notice and documents

		submitted to SoS for its website)
Rule 15	Service of Form 5 notice to those named in the book of reference.	20 January 2025 (service on those names in the book of reference, with some entities served later after the Applicant became aware of their interest)
Rule 10(8)	Submission of evidence by affidavit of compliance with rules 13, 14(1) to (8), and 15, including copies of notices places in newspapers	20 May 2025 (provision of affidavit confirming compliance with the Rules)
Rule 7 Transport and Works (Inquiries Procedure) (England and Wales) Rules 2004 (the **2004 Rules**)	Service of the Statement of Case	
Non-compliance	The Applicant served the Statement of Case on DfT and objectors on 19 September 2025. However, not all those who had submitted representations and letters of support were served until 2 working days later. Referenced documents were not available on the Inquiry Website until after service.	23 September 2025 (service on those who had submitted representations and letters of support) 7 October 2025 (all referenced documents were on the Inquiry Website)

1. **Rule 13**

1.1 Rule 13 requires copies of the application and every document required to accompany it, together with a statement[1] specifying the capacity in which the recipient is served, the expiry date for objections, and the address to send objections/representations to be:

1.1.1 Served on every local authority in whose area the proposed works to which the application relates are situated[2];

1.1.2 Deposited in the libraries of the House of Commons and, unless the SoS directs otherwise, the House of Lords;

1.1.3 Served on those named[3] in column (2) of Schedule 5 to the Rules, where the application is for an order authorising the works or other matters specified in column (1).

1.2 In accordance with Rule 27(1)(b) and 2(A) on 15 January 2025 the local authorities were served electronically. The application and accompanying documents were also made publicly available on the Greater Cambridge Partnership website (**Website**) and free internet access to view was

[1] Rule 13(8)(j)
[2] Cambridgeshire County Council, South Cambridgeshire District Council and Cambridge City Council
[3] See table at paragraph 13 of Affidavit of Richard Douglas Guyatt dated 20 May 2025 for those so named

provided at local libraries. On 9 January 2025, the applicant's solicitors deposited the documents with the House of Commons library via email, the case officer at the Department for Transport having confirmed that there was no need for the documents to be deposited in the House of Lords. Finally, on 15 January 2026, those names in Schedule 5 were served with a hard copy letter with a link to the Website.

2. **Rule 14**

2.1 Rule 14 requires the applicant to publish a notice[4] of the application in the London Gazette *"forthwith*". The notice must also be published in a local newspaper in the areas in which the proposal are intended to have effect, with publication required on 2 separate occasions, the first being not more than 14 days before, and not later than, the date of the application, and the second to be not more than 7 days after the date of the application.

2.2 The required notice was published in the following publications on the following dates:

2.2.1 London Gazette online on 9 January 2025 and in hard copy on 10 January 2025; and

2.2.2 Cambridge News on 9 January 2025 and 15 January 2025.

2.3 Rule 14(4) requires the applicant *"forthwith"* after the application is made to serve a notice[5] upon those named in column (2) of Schedule 6 to the Rules, where the application is for an order authorising works or other matters specified in column (1).

2.4 On 15 January 2025 those named[6] in Column (2) of Schedule 6 to the Rules were served with a hard copy letter and notice including a link to the Website.

2.5 Rule 14(4A) requires the applicant to arrange for a notice[7], the environmental statement and any further environmental information required to be submitted under Rule 17 to be published on a website maintained by the SoS. The notice and accompanying documents were sent to the Department for Transport on 9 January 2025 and duly published on its website.

2.6 Rule 14(6) requires the applicant "*forthwith*" after the application is made to display a notice in the form of Form 2 in Schedule 2 to the Rules, upon or as close as reasonably practicable, to the proposed site of works, at a place accessible to the public. Where the application is for an order which would include linear works exceeding 5km in length, the notice must be displayed at intervals of not more than 5km along the whole proposed route except where the land is covered by water.

2.7 On 9 and 10 January 2025 notices in the form of Form 2 were erected at, or as close as reasonably practicable to, the proposed site as required. These notices were checked weekly, and were monitored, recorded and replaced if necessary for a period of 6 weeks.

2.8 Rule 14(7) requires the applicant "*forthwith*" after the application is made to display a notice in the form of Form 3 in Schedule 2 to the Rules, upon the right of way or street at, or as close as is reasonably practicable to, any proposed extinguishment of a right of way, diversion, stopping up or restriction.

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[4] Rule 14(1). The notice must give the applicant's name and address, to whom the application was made, that the application is subject to an environmental impact assessment, summarise the main proposals, specify the location of the propose works, and give the expiry date for objections, and the address to send objections / representations.

[5] Rule 14(5). The notice must give the applicant's name, to whom the application was made, the address to send objections / representations, a statement as to whether the application is subject to an environmental impact assessment, a summary of the matter for which provision is to be made in the order, the names or detail of places within the area to which the proposals relate where the application and documents may be inspected, or a website, and a statement that objections / representations are to be made in writing until the expiry date.

[6] See table at paragraph 17 of Affidavit of Richard Douglas Guyatt dated 20 May 2025.

[7] Rule 14(5). The notice must give the applicant's name, to whom the application was made, the address to send objections / representations, a statement as to whether the application is subject to an environmental impact assessment, a summary of the matters for which provision is to be made in the order, the names or details of places within the area to which the proposals relate where the application and documents may be inspected, or a website, and a statement that objections / representations are to be made in writing until the expiry date.

2.9 On 9 and 10 January 2025 notices in the form of Form 3 were displayed at, or as close as reasonably practicable to, each point of extinguishment, diversion, stopping up or restriction. These notices were monitored, recorded and replaced where necessary for a period of over 6 weeks.[8]

2.10 The Applicant must use best endeavours to ensure that every notice required under rules 14(6) to (8) continues to be displayed in a legible form until the expiry date for objections.[9] The Applicant's agents regularly inspected the notices throughout the objection period.

3. **Rule 15**

3.1 Rule 15 requires the applicant "*forthwith*" after the application is made to serve a notice in the form of Form 5 in Schedule 2 to the Rules upon all those named in the book of reference[10] (other than the applicant and the owner of any Crown interest).

3.2 On 20 January 2025 those named in the book of reference were served with a hard copy of the Form 5 notice with plan and extract of the book of reference listing plots which related to the recipient.

3.3 On 9 January 2025 site notices in the form of Form 5 were erected on site for the unknown interests indicated in the book of reference. These notices were amended to reference the extended objection date, 7 March 2025, and were replaced on 28 and 29 January.[11]

4. **Affidavit**

4.1 The applicant's solicitors have provided one affidavit confirming the above sworn on 20 May 2025. The affidavit exhibits the documentation required by the Rules.

5. **Rule 7 – the 2004 Rules**

5.1 Rule 7(1)(a) requires an applicant, "*not later than...6 weeks after the starting date..[to] serve a statement of case on the Secretary of State and on each statutory objector and each person who is required to serve a statement of case under paragraph (3)*".

5.2 Rule 7(2) makes clear that an applicant must also serve on the SoS the documents it intends to refer to or put in evidence, together with a notice required under Rule 7(2)(b). Rule 7(2)(b) requires an applicant to give a notice to each statutory objector and person who is required to serve a statement of case, that sets out where and when documents can be inspected or viewed in electronic form; or details of a website where the application and every document required by the 2004 Rules is displayed.

5.3 Rule 7(3) sets out the requirements for when parties other than an applicant must serve a statement of case. It is by reference to this rule that an applicant must determine on whom it must serve its own statement of case, i.e. each statutory objector and any other person who has notified the SoS of an intention or wish to appear at the inquiry.

5.4 Rule 24 – the 2004 Rules

5.4.1 Rule 24 deals with how service of notices or other documents required by the 2004 Rules may be effected. The permitted methods of service are by post, by electronic transmission (which is permitted by Rule 24 itself on the SoS and other specified persons / entities, and for others, with the written consent of the recipient), or by publication on a website maintained by the applicant. A website may be used where, under Rule 24(6), the recipient is notified in writing of the web address and various other details.

[8] See paragraph 20 of Affidavit of Richard Douglas Guyatt dated 20 May 2025.
[9] Rule 14(9).
[10] Rule 12(8) describes the book of reference.
[11] See paragraph 27 of Affidavit of Richard Douglas Guyatt dated 20 May 2025.

5.5 The Applicant prepared a notice in compliance with Rule 7(2) (**Notice**) which detailed libraries within the local area affected by the application, with their opening hours, and provided the website where documents (including the Applicant's statement of case (**SoC**)) can be viewed (**Inquiry Website**). The Notice also provided details of how hard copies of the documents could be obtained. This Notice also satisfied the requirements of Rule 24(6).

5.6 The Applicant made contact in advance with everyone it intended to serve with the SoC and Notice to ask for consent for service to be effected by electronic transmission. The vast majority of recipients consented to electronic transmission.

5.7 The Applicant prepared for service by compiling a spreadsheet with 3 tabs, categorised as objections, representations and support. The Applicant also recorded on the spreadsheet whether the recipients had consented to electronic transmission or not, and the relevant email or postal addresses. There were 3 recipients who requested to receive the documents by post in hard copy.[12]

5.8 The Applicant also intended to rely on the provisions of Rules 7 and 24 which permitted it to place the relevant documents on the Inquiry Website. Arrangements were made with Gateley Hamer for the Inquiry Website to be prepared and hosted.

5.9 On 19 September 2025 at 16:40, Jane Osayimwen of Greater Cambridge Partnership (**GCP**) emailed a copy of the SoC and Notice to transportinfrastructure@dft.gov.uk, with copies to Shenaz Choudhary and Rachel Dominey at DfT, and to Joanna Vincent, the Programme Officer from Gateley Hamer. This email was also copied to and received by various lawyers at the Applicant's solicitors (Womble Bond Dickinson (UK) LLP (**WBD**)).

5.9.1 On 23 September 2025 at 12:42, WBD received an email from Shenaz Choudhary indicating that they had not seen the SoC from the Applicant, and requesting details of the sender. Adam Richards, a Solicitor at WBD, replied at 13:00 confirming the sender details and providing a further copy of Jane Osayimwen's email of 19 September 2025.

5.10 On 19 September 2025 at 16:25, GCP sent the SoC and Notice by email (**19 September Email**). One single email was sent with the recipients set out in the blind copy field. However, the 19 September Email was only sent to those on the tab of the spreadsheet categorised as "objections". This category was the largest and contained 34 entities / individuals, although some entities / individuals were served to more than one email address. The 19 September Email was not sent to those categorised as "representations" or "support". Accordingly, the senders of the representations recorded by the DfT as REP 01 to REP 12 (inclusive), the expressions of support recorded by the DfT as SUP 01 to SUP 09 (inclusive) and Cambridgeshire County Council, and Cambridgeshire & Peterborough Combined Authority, did not receive the 19 September Email on that day.

5.11 Also on 19 September 2025, hard copies of the SoC and Notice were posted to the 3 recipients who had requested hard copies. All 3 of these recipients were also due to be sent copies by email, but one of these, the representatives of Phillip Sills, was not emailed because the details appeared on the "representations" tab in the spreadsheet which was omitted in error.

5.12 On 23 September 2025 at 10:27, Hellen Brutto of the Applicant's agents, Atkins Realis, informed WBD that they had discovered that the 19 September Email was, in error, not sent to those persons / entities who had made representations or expressions of support in relation to the application (i.e. the "representations" and "support" tabs on the spreadsheet). Accordingly, GCP sent an email attaching the SoC and Notice to the omitted entries on 23 September 2025 at 10:51 (**23 September Email**). As with the 19 September Email, one single email was sent with the recipients set out in the blind copy field.

5.13 The Mayor of Cambridgeshire and Peterborough (Paul Bristow) served his own statement of case on 19 September 2025 at 17:58, having previously made an objection (OBJ 454) but he had

[12] These were Brown & Co on behalf of Phillp Sills REP 06, Hobson's Conduit Trust OBJ 435, and University of Cambridge OBJ 439.

not been identified as a statutory objector. Accordingly, the SoC and Notice were served on the Mayor by sending him the 23 September Email, i.e. at the same time as the email was sent to those previously omitted from the spreadsheet.

5.14 As described above, the Applicant did not send copies of the documents on which it intended to refer to or put in evidence, since it intended to place these documents on the Inquiry Website, details of which were set out in the Notice.

5.15 On 17 September 2025, the Applicant provided the documents via Mimecast to Gateley Hamer, who would maintain the Inquiry Website on behalf of the Applicant. However, due to technical difficulties and the size and volume of the documents it was not possible for these to be made available on the Inquiry Website until 7 October 2025. In the interim period, a notice was placed on the Inquiry Website to explain to those who visited the site that technical difficulties were being experienced.

Womble Bond Dickinson (UK) LLP

8 October 2026