

**From:** Grace Lewis  
**Sent:** 12 April 2022 16:26  
**To:** C&E Berkshire Consultation  
**Subject:** Joint Minerals and Waste Plan Proposed Main Modifications Consultation

OFFICIAL

Dear Sir/Madam,

Thank you for consulting Network Rail on the Joint Central and Eastern Berkshire Minerals and Waste Plan Proposed Main Modifications Consultation. This email forms the basis of our response.

Network Rail is a statutory consultee for any planning applications where development is likely to result in a material increase in the volume or a material change in the character of traffic using a level crossing over a railway (as the Rail Network Operators, set out in Schedule 4 (J) of the Development Management Procedure Order); in addition you are required to consult the Office of Rail and Road (ORR). Any development which would result in a material increase or significant change in the character of traffic using a rail crossing should be refused unless, in consultation with Network Rail, it can either be demonstrated that the safety will not be compromised, or where safety is compromised serious mitigation measures would be incorporated to prevent any increased safety risk as a requirement of any permission.

It is noted that this consultation is restricted to proposed policy modifications only. Nevertheless, the Planning Authority should be reminded that in respect to proposed new minerals and / or waste sites, or extensions to existing sites, that are in proximity to Network Rail assets, then in such circumstances NR must be consulted and provided with an opportunity to comment on the development proposals.

We trust these comments will be considered in your preparation of the forthcoming policy documents.

Yours Sincerely,

**Grace Lewis**  
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Network Rail  
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