

Dear Examining Authority,

Please find below HSE's response to the Questions

relating to us:

**Q1.10.12** Applicant On page 15-7 of the ES (Table 15.1) [APP-056], in response to the comments of the Health and Safety Executive it is stated that Ensus, Lotte and Sabic have been contacted in relation to the project. What is the outcome of those discussions?  
Health and Safety Executive

#### HSE Response

The Health and Safety Executive (HSE) refers the Examining Authority to our Relevant Representation (RR-011) where we stated that we do not have a role in examining risk or hazard assessments unless the circumstances are covered by specific regulations. Subsequent to our RR, HSE's role in infrastructure planning (including a section on Risk assessments) has been published at <https://infrastructure.planninginspectorate.gov.uk/legislation-and-advice/advice-notes/> (Advice Note 11: Annex G). HSE has no further comment to make.

**Q1.10.14** Applicant Reference is made in paragraph 5.88 of the ES [APP-047] to a 'health, safety and environmental (HSE) management plan'.  
Health and Safety Executive How does this relate to the assessment to be provided under Req. 30? If they are different documents how would the HSE management plan be secured?

#### HSE Response

There appears to have been a conflation of the term 'health, safety and environmental' as 'HSE' in several instances within paragraph 5.88 of the ES [APP-047]. HSE is a commonly used acronym for the Health and Safety Executive, as well as for the term 'health, safety and environmental'. To avoid confusion, could the Applicant please select which term they wish to use the acronym for, and write the other term out in full. HSE has no other comment.

**Q1.3.41** Applicant Req. 30. [APP-005] Please explain why it is necessary to include this bespoke requirement relating to safety.  
Redcar and Cleveland Borough In the light of the Relevant Representation of the Health and Safety Executive [RR-011] please consider the suggestion about consultation in this Requirement and provide alternative wording for Req. 30.  
Council Applicant  
Health and Safety Executive

#### HSE Response

Our suggested wording would be:

30. "No phase of the proposed development shall come into operation until health and safety risks have been addressed by the employer as required under the Health and Safety at Work, etc Act 1974 and its relevant

statutory provisions (RSPs). In particular, the requirements under the management of Health and Safety at Work Regulations to identifying hazards, prepare a suitable and sufficient risk assessment for the proposed activities and taking appropriate measures to manage and control the risks".

HSE is concerned with planning authorities asking for such assessments to be submitted to them – "Such an assessment should be submitted and approved by the relevant planning authority". What will happen to these assessments once submitted? HSE has no role in examining such assessments prior to operations commencing.

**Q1.3.42** Applicant Req. 31. [APP-005] Please explain why it is necessary to include this bespoke requirement relating to accident and emergency response. If such a requirement is necessary, is it appropriate to leave the emergency response plan for future approval? In addition, should it be subject to consultation with other bodies?  
Redcar and Cleveland Borough  
Council Health and Safety  
Executive

#### HSE Response

HSE has no comment to make here. Our role in infrastructure planning is clarified in Advice Note 11: Annex G: <https://infrastructure.planninginspectorate.gov.uk/legislation-and-advice/advice-notes/>.

Kind regards,

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