

REPORT

Boston Alternative Energy Facility

Section 55 Checklist

Client: Alternative Use Boston Projects Ltd
Planning Inspectorate Reference EN010095
Document Reference 1.4
Pursuant to APFP Regulation: 5(2)(q)
Reference: PB6934-BDB-ZZ-XX-RP-Z-3001
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BOSTON ALTERNATIVE ENERGY FACILITY - SECTION 55 CHECKIST

Acceptance Checklist Criteria	Evidence of Compliance
<p>Section 55(3)(a) and s55(3)(c): It is an application for an order granting development consent</p>	
<p>Is the development a Nationally Significant Infrastructure Project ('NSIP') (or does it form part of an NSIP); and does the application state on the face of it that it is an application for a Development Consent Order ('DCO') under the Planning Act 2008 (the 'PA2008'), or equivalent words? Does the application specify the development to which it relates (i.e. which category or categories in ss14 to 30 does the Proposed Development fall)?</p>	<p>Yes, the Proposed Development set out in Schedule 1 of the Draft DCO (Document Reference 2.1) is a an NSIP under section 14(1)(a) and 15 of the PA2008, as it consists of the construction of a generating station in England, that is not an offshore generating station, with a capacity of more than 50 megawatts.</p> <p>The application states on the face of it that it is an application under section 37 PA2008 for a DCO (see Cover Letter (Document Reference 1.1) and Application Form (Document Reference 1.3).</p> <p>This is consistent with the summary provided in section 4 of the Application Form (Document Reference 1.3) and section 2 of the Explanatory Memorandum (Document Reference 2.2).</p>
<p>Section 55(3)(e): The Applicant in relation to the application made has complied with Chapter 2 of Part 5 (pre-application procedure)</p>	
<p>In accordance with the EIA Regulations¹, did the Applicant (prior to carrying out consultation in accordance with s42) either (a) request the</p>	<p>In accordance with Regulations 8 and 10, the Applicant gave its intent to submit an Environmental Statement; and submitted an Environmental Impact Assessment Scoping Report to PINS along with a</p>

¹ Regulation 8 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (2017 EIA Regulations)

<p>Planning Inspectorate ('PINS') adopt a Screening Opinion in respect of the development to which the application relates, or (b) notify the Planning Inspectorate in writing that it proposed to provide an Environmental Statement in respect of that development?</p>	<p>request for a Scoping Opinion on 30 May 2018. Section 5.3 of the Consultation Report (Document Reference 5.1) gives details on the scoping process.</p> <p>The notification was given prior to the consultation carried out by the Applicant under section 42.</p>
<p>Have any Adequacy of Consultation² Representations been received from 'A', 'B', 'C' and 'D' local authorities; and if so, do they confirm that the Applicant has complied with the duties under s42, s47 and s48?</p>	<p>N/A - The adequacy of consultation representations will be requested by the Planning Inspectorate.</p>
<p>Section 42: Duty to consult</p> <p>Did the Applicant consult the applicable persons set out in s42 of the PA2008 about the proposed application?</p>	
<p>Section 42(1)(a) persons prescribed?</p>	<p>Yes, the prescribed consultees, identified under section 42 of the PA2008, were consulted in accordance with the requirements of the Act.</p> <p>The large majority of prescribed consultees were consulted as part of Phase 3 statutory section 42 consultation. During the development of the project it was identified that The Joint Nature Conservation Committee, The Maritime and Coastguard Agency and Trinity House also needed to be consulted and those bodies were consulted in accordance with section 42 as part of the Phase 4 of consultation.</p>

² Section 55(4) of the PA2008 provides that the Planning Inspectorate must have regard to the Consultation Report, and any Adequacy of Consultation Representations received

	<p>Section 7.4 of the Consultation Report (Document Reference 5.1) provides further details of this and states the consultation window each consultee was given; Appendices 5.1 and 6.1 contain the lists of prescribed section 42(1)(a) consultees that were consulted by the Applicant.</p>
<p>Section 42(1)(aa) the Marine Management Organisation ?</p>	<p>The Applicant held an initial meeting with the MMO in April 2019. Minutes from the meeting with the MMO can be found in Appendix 4.2 of the Consultation Report (Document Reference 5.1).</p> <p>The Applicant undertook statutory consultation under section 42(1)(aa) of the PA2008 with the MMO as part of Phase 3 consultation. Chapter 7 of the Consultation Report (Document Reference 5.1) provides further detail of this.</p>
<p>Section 42(1)(b) each local authority within s43 ?</p>	<p>Yes, the Applicant undertook statutory consultation under section 42(1)(b) with local authorities within section 43 of the PA2008. Chapters 6, 7 and 8 of the Consultation Report (Document Reference 5.1) provide further detail of this. Minutes of the meetings with the local authorities can be found in Appendices 3.2, 4.2 and 5.9 of the Consultation Report (Document Reference 5.1).</p> <p>The local authorities that have been consulted on the Proposed Development in accordance with the categories in section 43 PA2008 are:</p> <p>'B' Authorities</p> <ul style="list-style-type: none"> - Boston Borough Council <p>'A' Authorities</p> <ul style="list-style-type: none"> - South Holland District Council - North Kesteven District Council - East Lindsey District Council

	<p>'C' Authorities</p> <ul style="list-style-type: none"> - Lincolnshire County Council <p>'D' Authorities</p> <ul style="list-style-type: none"> - North East Lincolnshire Council - North Lincolnshire Council - Rutland County Council - Peterborough City Council - Leicestershire County Council - Northamptonshire County Council - Nottinghamshire County Council - Cambridgeshire County Council - Norfolk County Council <p>Each local authority within 'A', 'B' and 'C' was consulted during all four phases of consultation. 'D' authorities were sent the Scoping Opinion to provide feedback on in June 2018 and then consulted regularly from Phase Two onwards during statutory consultation.</p>
<p>Section 42(1)(c) the Greater London Authority (if in Greater London area)?</p>	<p>The application site is not located in the Greater London area.</p>

<p>Section 42(1)(d) each person in one or more of s44 categories ?</p>	<p>Yes, the Applicant identified each relevant party within the three categories set out in section 44, and consulted with them during all four phases of consultation. No category 3 consultees were identified and this is explained further at section 5.4.</p> <p>Chapters 5, 6, 7 and 8 of the Consultation Report (Document Reference 5.1) describe the process of identification and the statutory consultation undertaken.</p> <p>The list of section 44 consultees for each consultation can be found in Table 7-4 of the Consultation Report (Document Reference 5.1).</p>
<p>Section 45: Timetable for s42 consultation</p>	
<p>Did the Applicant notify s42 consultees of the deadline for receipt of consultation responses; and if so was the deadline notified by the Applicant 28 days or more starting with the day after receipt of the consultation documents?</p>	<p>Yes, at the start of each phase of consultation, the consultees were notified of the deadline for receipt of consultation responses. The deadline was contained in the letters/emails sent to Section 42 consultees with the consultation materials.</p> <p>The Applicant's Phase 3 statutory consultation under section 42 commenced on 25 June 2019 and concluded on 6 August 2019, resulting in a 43-day consultation period. Refer to Chapter 7 of the Consultation Report (Document Reference 5.1).</p> <p>Additional section 42(1)(a) and 41(1)(d) [7] consultees were identified during the development of the project and as a result of ongoing diligent inquiries into land interests. These additional consultees were consulted during Phase 4 statutory consultation, which commenced on 10 August 2010 and concluded on 10 September 2020, resulting in a 32-day consultation period. This occurred at the same time as the wider Phase 4 non-statutory consultation on the changes to the proposal since Phase 3 consultation. Refer to Chapter 8 of the Consultation Report (Document Reference 5.1).</p>

	Copies of the consultation documents were issued with explanatory cover letters for the purpose of consulting with that person or organisation. A sample of the letter sent to section 42 consultees is provided at Appendix 5.2 of the Consultation Report (Document Reference 5.1).
Section 46: Duty to notify Secretary of State of proposed Application	
<p>Did the Applicant supply information to notify the Planning Inspectorate of the proposed application?</p> <p>Was the information supplied to the Planning Inspectorate the same as that sent to the section 42 consultees?</p> <p>Was this done on or before commencing consultation under section 42?</p>	<p>Yes, the section 46 notification was sent to the Planning Inspectorate on 20 June 2019, notifying it of the application, which was before the beginning of section 42 consultation which commenced on 25 June 2019. Refer to Section 7.6 and Appendix 5.5 of the Consultation Report (Document Reference 5.1).</p> <p>In accordance with section 46, this notification comprised of the section 42 consultation documents, comprising:</p> <ul style="list-style-type: none"> • the section 42 cover letter • a paper copy of the project brochure • a paper copy of the section 48 notice
Section 47: Duty to consult local community	
Did the Applicant prepare a Statement of Community Consultation ('SoCC') on how it intended to consult people living in the vicinity of the land?	A SoCC was prepared in the period between Phase One and Two consultation. Following the decision to add a third phase of consultation, the SoCC was updated to reflect this.

	<p>Chapter 4 of the Consultation Report (Document Reference 5.1) details the publication of the original and revised SoCC. Copies of the original and revised SoCCs, found at Appendices 2.4 and 2.8 of the Consultation Report (Document Reference 5.1).</p>
<p>Were 'B' and (where relevant) 'C' authorities consulted about the content of the SoCC; and if so, was the deadline for receipt of responses 28 days beginning with the day after the day that 'B' and (where applicable) 'C' authorities received the consultation documents?</p>	<p>The Applicant consulted each local authority that is within section 43(1) (i.e. a local authority is in this section if the land is in the authority's area) in respect of the content of the SoCC. The proposed application is located entirely in the Boston Borough Council area; however, the nature of the application (i.e. energy recovery from waste) meant that Lincolnshire County Council ('LCC') would be the determining authority (had the Facility been subject to a planning application rather than Development Consent Order). Therefore, both Boston Borough Council and Lincolnshire County Council were consulted on both the initial and revised SoCC.</p> <p>The decision was taken by the Applicant to also consult with the local authorities whose areas border the Boston Borough Council area. Therefore, East Lindsey District Council, North Kesteven District Council and South Holland District Council were also consulted on both the initial and revised SoCC.</p> <p>The local authorities consulted were given 28 days to respond to the consultation for both the initial and revised SoCC, starting with the day after the documents were sent via email.</p> <p>The Applicant issued an explanatory covering letter/email with both the initial and revised SoCC, outlining what was being consulted on and confirming the deadline for responses.</p> <p>Chapter 4 of the Consultation Report (Document Reference 5.1) details the section 43 consultation undertaken on both the original and revised SoCC.</p> <p>Sections 4.3 and 4.7 of the Consultation Report (Document Reference 5.1) show that local authorities were given at least 28 days to provide consultation responses and state how and when the documents were issued to local authorities.</p>

<p>Has the Applicant had regard to any responses received when preparing the SoCC?</p>	<p>All responses received during both consultation periods were considered by the Applicant and addressed where relevant. Section 4.3, Table 4-1 and section 4.7 of the Consultation Report (Document Reference 5.1) list the responses received and show how these were addressed where relevant.</p>
<p>Has the SoCC been made available for inspection in a way that is reasonably convenient for people living in the vicinity of the land; and has a notice been published in a newspaper circulating in the vicinity of the land which states where and when the SoCC can be inspected?</p>	<p>The original SoCC was made available on the project website from 14 December 2018. Hard copies were displayed in the following locations between 14 December 2018 and 18 January 2019:</p> <ul style="list-style-type: none"> • Boston Borough Council offices • Boston Library • Kirton Town Hall • Kirton Library • Hubbert’s Bridge Community Centre • Swineshead pre-school. <p>Copies were also emailed and posted to all parish councils in the Boston Borough Council area, requesting that they were displayed on parish noticeboards and websites.</p> <p>The revised SoCC was made available on the project website from 8 May 2019. Hard copies were displayed in the following locations between 7 May 2019 and 7 June 2019:</p> <ul style="list-style-type: none"> • Boston Borough Council offices • Boston Library

	<ul style="list-style-type: none"> • Kirton Town Hall • Kirton Library • Hubbert's Bridge Community Centre • Swineshead pre-school. <p>Copies were also emailed and posted to all parish councils in the Boston Borough Council area, requesting that they were displayed on parish noticeboards and websites.</p> <p>The original SoCC notice was published for two consecutive weeks in the Boston Standard, Lincolnshire Free Press and Spalding Guardian.</p> <p>The revised SoCC notice was published for two consecutive weeks in the Boston Standard, Boston Target, Lincolnshire Free Press and Spalding Guardian.</p> <p>Sections 4.4 and 4.8 of the Consultation Report (Document Reference 5.1) details how the SoCCs were made available for inspection and publicised.</p> <p>No regulations were in force at the relevant time prescribing the manner in which the SoCC should be published.</p>
<p>Does the SoCC set out whether the development is EIA development; and does it set out how the Applicant intends to publicise and consult on the Preliminary Environmental Information?</p>	<p>The SoCC at paragraph 4.4.1 stated that the development is an EIA development and that an EIA would be undertaken as part of the Application.</p> <p>It also set out how the Applicant intended to publicise and consult on the Preliminary Environmental Information.</p>

	Copies of the original and revised SoCCs, found at Appendices 2.4 and 2.8 of the Consultation Report (Document Reference 5.1).
Has the Applicant carried out the consultation in accordance with the SoCC?	<p>The Applicant has consulted under section 47 of the Planning Act 2008 fully in accordance with the SoCC.</p> <p>The SoCC at paragraph 9.5.2 provides that “we may carry out additional targeted consultation with members of the local community, as feedback is received and the project is refined.” It is considered that the Phase Four statutory and non-statutory consultation is consistent with what was provided for in the SoCC.</p> <p>The SoCC Compliance Checklist at Table 4-6 of the Consultation Report (Document Reference 5.1) shows how consultation was carried out in accordance with the SoCC.</p>
Section 48: Duty to publicise the proposed application	
<p>Did the Applicant publicise the proposed application in the prescribed manner set out in Regulation 4(2) of the APFP Regulations?</p> <ul style="list-style-type: none"> - for at least two successive weeks in one or more local newspapers circulating in the vicinity in which the Proposed Development would be situated; - once in a national newspaper; 	<p>The Applicant prepared and published a section 48 notice in the manner prescribed by regulation 4 of the Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (which was then also issued to the consultation bodies under Regulation 13 of the EIA Regulations 2017). Copies of the notices are at Appendices 5.7 and 6.7 of the Consultation Report (Document Reference 5.1).</p> <p>The notice was published for two successive weeks in the Boston Standard on 12 and 19 June, as well as the London Gazette on 12 June and the Guardian on 12 June.</p>

<ul style="list-style-type: none"> - once in the London Gazette and, if land in Scotland is affected, the Edinburgh Gazette; and - where the proposed application relates to offshore development – <ul style="list-style-type: none"> o once in Lloyds List; and o once in an appropriate fishing trade journal? 	<p>A Section 48 notice was also published in the Lloyd’s List and Fishing Weekly News on 6 August 2020 as part of the Phase Four consultation. Copies of the notices are at Appendix 6.7 of the Consultation Report (Document Reference 5.1).</p>
<p>Did the s48 notice include the required information set out in Regulation 4(3) of APFP Regulations?</p> <ul style="list-style-type: none"> (a) The name and address of the applicant. (b) A statement that the Applicant intends to make an application for development consent to the Secretary of State (c) A statement as to whether the application is EIA development. (d) A summary of the main proposals, specifying the location or route of the Proposed Development (e) A statement that the documents, plans and maps showing the nature and location of 	<p>In accordance with Regulation 4(3) of the APFP Regulations the section 48 notice included the following:</p> <ul style="list-style-type: none"> (a) Paragraph 1 of the notice stated the Applicants name and address. (b) Paragraph 1 of the notice states that the Applicant intends to make an application for development consent to the Secretary of State. (c) Paragraph 6 of the notice states that the application is for EIA development. (d) Paragraphs 1 and 2 provides a summary of the main proposals and the location of the Proposed Development. (e) Paragraph 8 states that the documents, plans and maps showing the nature and location of the proposed development area available for inspection free of charge at the places (including at least one address in the vicinity of the proposed development) and times set out in the notice.

<p>the proposed development area available for inspection free of charge at the places (including at least one address in the vicinity of the proposed development) and times set out in the notice?</p> <p>(f) The latest date on which those documents, plans and maps will be available for inspection</p> <p>(g) Whether a charge will be made for copies of any of the documents, plan or maps and the amount of any charge.</p> <p>(h) Details of how to respond to the publicity</p> <p>(i) A deadline for receipt of those response by the applicant, being not less than 28 days following the date when the notice is last published.</p>	<p>(f) Paragraph 8 states the latest date on which the documents will be available for inspection, namely 6 August 2019.</p> <p>(g) Paragraph 10 states that a charge may apply for copies and the maximum amount for the charge.</p> <p>(h) Paragraph 12 details how to respond to the publicity.</p> <p>(i) Paragraph 15 of the notice included a deadline for receipt by the Applicant of responses to the publicity. The notice was published on 12 and 19 June 2019, with the deadline for responses given as 6 August 2019, allowing more than the statutory 28 days from when the notice was last published. The notices published in Lloyd’s List and the Fishing Weekly News on 6 August 2020 gave 10 September 2020 as the deadline for responses.</p>
<p>Has a copy of the s48 notice been sent to the EIA consultation bodies and to any person notified to the Applicant in accordance with the EIA Regulations?</p>	<p>Yes, a copy of the notice was sent to the EIA consultation bodies on 19 June 2019, with the section 42 letters, see Appendix 5.2 of the Consultation report (Document Reference 5.1).</p>
<p>s49: Duty to take account of responses to consultation and publicity</p>	

<p>Has the Applicant had regard to any relevant responses to the s42, s47 and s48 consultation?</p>	<p>The Applicant has had regard to all appropriate responses to consultation received by section 42, 47 and 48 consultees.</p> <p>Appendices 3.16, 4.17, 5.25 and 6.18 of the Consultation Report (Document Reference 5.1) list all feedback received as a result of section 47 and 48 consultation and show how the Applicant has had regard to these responses. Appendix 5.26 and 6.19 includes all section 42 responses and how the Applicant has had regard to these where relevant. It also explains why some suggestions could not be made to the scheme because they either were not considered necessary, appropriate or feasible.</p>
<p>Guidance about pre-application procedure</p>	
<p>To what extent has the Applicant had regard to statutory guidance ‘Planning Act 2008: Guidance on the pre-application process’?</p>	<p>The Applicant has had full regard to the relevant MHCLG guidance, as well as to the Advice Notes published by the Planning Inspectorate relating to the pre-application procedure for NSIPs.</p> <p>The Applicant has engaged extensively with local communities, local authorities, statutory bodies and landowners and those who could be directly affected by the Scheme before submitting its Development Consent Order application.</p> <p>The Applicant has consulted widely and has wherever possible allowed longer than the statutory minimum timeframes for responses recognising the complexity of the issues involved. Consultation materials have been tailored to their respective audiences and the Applicant has continued to engage on technical matters with a number of statutory bodies throughout the entire pre-application process.</p> <p>Appendix 1 of the Consultation report (Document Reference 5.1) provides a further explanation as to how the Applicant has had regard to the MHCLG guidance on the pre-application process and the Applicant’s approach to consultation.</p>

Summary: Section 55(3)(e)	The applicant has complied with all relevant parts of the pre-application procedures as detailed above.
<p>Is it made in the prescribed form as set out in Schedule 2 of the APFP Regulations, and does it include:</p> <ul style="list-style-type: none"> - a brief statement which explains why it falls within the remit of the Planning Inspectorate; and - a brief statement that clearly identifies the location of the application site, or the route if it is a linear scheme? 	<p>Yes, the application is submitted in the prescribed form, as set out in Schedule 2 of the APFP Regulations, refer to the Application form (Document Reference 1.3) and covering letter (Document Reference 1.1). In Box 4 of the application form, the Applicant explains why the Scheme falls within the remit of the Secretary of State. A brief statement clearly identifying the location of the Scheme is provided in Box 6 of the form.</p> <p>Reference should also be made to the Explanatory Memorandum (Document Reference 2.2) which confirms the Scheme's qualifying status as an NSIP.</p> <p>A site location plan is submitted as part of the application documentation (Document Reference 4.1).</p>
Is it accompanied by a Consultation Report?	Yes, a Consultation report has been submitted, which comprises a main report and appendices (Document Reference 5.1).
Where a plan comprises three or more separate sheets, has a key plan been provided showing the relationship between the different sheets?	Yes.
Is it accompanied by the documents and information set out in APFP Regulation 5(2)?	Yes, the documents and information required by APFP Regulations 5(2) are set out in the documents and locations within the application as indicated in the following sections.

Information	
Where applicable, the Environmental Statement required under the EIA Regulations ³ and any scoping or screening opinions or directions	<p>Yes, the application is accompanied by an Environmental Statement, which comprises the following volumes:</p> <p>Environmental statement main report (Document Reference 6.2)</p> <p>Environmental statement figures (Document Reference 6.3)</p> <p>Environmental statement appendices (Document Reference 6.4)</p> <p>Environmental statement non-technical summary (Document Reference 6.1)</p> <p>EIA scoping opinion (Document Reference 6.2.28)</p>
The draft Development Consent Order (DCO)	Yes, the application is accompanied by a draft Development Consent Order (Document Reference 2.1).
An Explanatory Memorandum explaining the purpose and effect of provisions in the draft DCO	Yes, the application is accompanied by an Explanatory Memorandum (Document Reference 2.2).
Where applicable, a Book of Reference (where the application involves any Compulsory Acquisition)	Yes, the application is accompanied by a Book of Reference (Document Reference 3.3).
A copy of any Flood Risk Assessment	Yes, the application is accompanied by a Flood Risk Assessment (Document Reference 6.4.13).

³ The 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, the 2009 EIA Regulations

<p>A statement whether the proposal engages one or more of the matters set out in section 79(1) of the Environmental Protection Act 1990 (statutory nuisances) and if so how the Applicant proposes to mitigate or limit them</p>	<p>Yes, the application is accompanied by a Statutory Nuisance Statement (Document Reference 5.5).</p>
<p>A Statement of Reasons and a Funding Statement (where the application involves any Compulsory Acquisition)</p>	<p>Yes, the application is accompanied by a Statement of Reasons and a Funding Statement (Document References 3.1 and 3.2 respectively).</p>
<p>A Land Plan identifying:-</p> <ul style="list-style-type: none"> - the land required for, or affected by, the Proposed Development; - where applicable, any land over which it is proposed to exercise powers of Compulsory Acquisition or any rights to use land; - any land in relation to which it is proposed to extinguish easements, servitudes and other private rights; and - any special category land and replacement land 	<p>Yes, the application is accompanied by a set of Land plans (Document Reference 4.2).</p>

<p>A Works Plan showing, in relation to existing features:-</p> <ul style="list-style-type: none"> - the proposed location or (for a linear scheme) the proposed route and alignment of the development and works; and - the limits within which the development and works may be carried out and any limits of deviation provided for in the draft DCO 	<p>Yes, the application is accompanied by a set of Works plans (Document Reference 4.3).</p>
<p>Where applicable, a plan identifying any new or altered means of access, stopping up of streets or roads or any diversions, extinguishments or creation of rights of way or public rights of navigation</p>	<p>Yes, the application is accompanied by an Access and Rights of Way Plan (Document Reference 4.5).</p>
<p>Where applicable, a plan with accompanying information identifying:-</p> <ul style="list-style-type: none"> - any statutory/ non-statutory sites or features of nature conservation eg sites of geological/ landscape importance; - habitats of protected species, important habitats or other diversity features; and 	<p>Yes, the application is accompanied by a Statutory and Non-Statutory Sites or Features of Nature Conservation and Habitats Plan (Document Reference 4.6) and a Water Bodies in a River Basin Management Plan (Document Reference 4.7).</p>

<ul style="list-style-type: none"> - water bodies in a river basin management plan, - together with an assessment of any effects on such sites, features, habitats or bodies likely to be caused by the Proposed Development 	
<p>Where applicable, a plan with accompanying information identifying any statutory/ non-statutory sites or features of the historic environment, (eg scheduled monuments, World Heritage sites, listed buildings, archaeological sites and registered battlefields) together with an assessment of any effects on such sites, features or structures likely to be caused by the Proposed Development</p>	<p>Yes, the application is accompanied by a Heritage Assets Plan (Document Reference 4.8).</p>
<p>Where applicable, a plan with any accompanying information identifying any Crown land</p>	<p>Yes, the application is accompanied by a Land Plan and Crown Land Plan (Document Reference 4.2).</p>
<p>Any other plans, drawings and sections necessary to describe the development consent proposal showing details of design, external appearance, and the preferred layout of buildings/ structures, drainage, surface water management, means of vehicular and pedestrian access, any car parking and landscaping</p>	<p>Yes, the application is accompanied by the following:</p> <ul style="list-style-type: none"> Site Location Plan (Document Reference 4.1) Illustrative Landscape Plans (Document Reference 4.4) Indicative Generating Station Plan (Document Reference 4.9)

	<p>Indicative Electrical and Water Connection Plan (Document Reference 4.10)</p> <p>Indicative Wharf Plans (Document Reference 4.11)</p>
Any of the documents prescribed by Regulation 6 of the APFP Regulations:	Yes, the application is accompanied by an Electricity Grid Connection Statement (Document Reference 5.6)
Any other documents considered necessary to support the application	<p>Yes, the application is accompanied by the following additional documents:</p> <p>Guide to the application (Document Reference 1.2)</p> <p>Application form (Document Reference 1.3)</p> <p>Other Consents and Licences (Document Reference 5.4)</p> <p>Design & Access Statement (Document Reference 5.3)</p> <p>Planning Statement (Document Reference 5.2)</p>
Is the application accompanied by a report identifying any European site(s) to which Regulation 48 of The Conservation (Natural Habitats, &c.) Regulations 1994 applies; or any Ramsar site(s), which may be affected by the Proposed Development, together with sufficient information that will enable the Secretary of State to make an appropriate assessment of the implications for the site if required by Regulation 48(1)?	Yes, the application is accompanied by a Habitats regulations assessment signposting report (Document Reference 6.4.18).

<p>If requested by the Planning Inspectorate, two paper copies of the application form and other supporting documents and plans</p>	<p>PINs confirmed on 28 January 2021 that an electronic copy only is required.</p>
<p>Has the Applicant had regard to statutory guidance 'Planning Act 2008: Application form guidance', and has this regard led to the application being prepared to a standard that the Planning Inspectorate considers satisfactory?</p>	<p>Yes, the applicant has had full regard to the MHCLG guidance. In particular:</p> <ul style="list-style-type: none"> • Paragraph 3: The application is made in the prescribed form and is accompanied by a Consultation report, a draft DCO, Explanatory memorandum, Land plans, Book of reference, Funding statement, Statement of reasons, Works plans, Environmental Statement, Habitats regulations assessment signposting report and other relevant documents and information prescribed in the Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (as amended); • Paragraph 4: Box 4 of the Application Form (Document Reference 1.3) contains a brief statement explaining why the proposal is an NSIP with reference to the threshold requirements in the Planning Act 2008; • Paragraph 5: Box 23 of the Application Form (Document Reference 1.3) contains a description of the additional plans and other documents which have been submitted to support the application; • Paragraph 7: The application includes Land and Works Plans (Document Reference 4.2 and 4.3 respectively); • Paragraph 10: All documents submitted with the application have been allocated document references; • Paragraph 11: The Planning Inspectorate confirmed that the application could be submitted in electronic form only on 28 January 2021. • The application documentation is sufficiently detailed to enable the Secretary of State and other interested parties to consider the Scheme and is supported by copies of written statements and other correspondence to identify relevant matters that have been agreed with interested parties

	<p>as well as other information to enable the Examining Authority to undertake its duties in an efficient manner;</p> <ul style="list-style-type: none"> • The application documents have been appropriately referenced to enable them to be easily identified by the Secretary of State and other interested parties. The documents are submitted in electronic form rather than paper; • The application fee of £7,227 has been paid prior to submitting the application; and • The application form has been completed as far as possible without using technical or complex language and terminology to ensure that the information it contains is understandable to any interested person. <p>The Applicant has also had full regard to the advice provided by the Planning Inspectorate under s51 of the Planning Act 2008 and as published on the Planning Inspectorate's website. In particular, the Applicant has modified the presentation of some plans to improve the clarity of information being submitted and has extended the scope of some application documents to ensure that information provided is to a sufficient level of detail to enable the Secretary of State and other parties to appropriately consider the Scheme.</p>
Summary – s55(3)(f) and s55(5A)	The application (including accompaniments) achieves a satisfactory standard having regard to the extent to which it complies with section 37(3) (form and contents of application) and with any standards set under section 37(5) and follows any applicable guidance under section 37(4).
The Infrastructure Planning (Fees) Regulations 2010 (as amended)	
Was the fee paid at the same time that the application was made?	Yes, the Applicant has paid the sum of £7,227 via BACS transfer to the account of the Planning Inspectorate on 23 February 2021 with the reference EN010095- BAEF.