

National Infrastructure Planning
Temple Quay House
2 The Square
BRISTOL
BS1 6PN

HASKONINGDHV UK LTD.
Westpoint
Lynch Wood
Peterborough Business Park
Peterborough
PE2 6FZ
United Kingdom

Date: 19 October 2021 Contact name: Paul Salmon
Your reference: 9.1 Telephone: [REDACTED]
Our reference: PB6934-RHD-ZZ-XX-CO-Z-0015 Email: [REDACTED]
Classification: Project Related
Project Reference: EN010095

Alternative Use Boston Projects Limited (the Applicant) Deadline 1 submission – 19 October 2021

Dear Sir/Madam,

Further to the Examining Authority's (ExA's) Rule 4 and 6 letter dated 17 August 2021, please find enclosed with this letter the following documents which have been requested from the Applicant at Deadline 1 (19 October 2021):

1. The Applicant's comments on Relevant Representations (document reference 9.2)

2. Statements of Common Ground

As requested in the ExA's Rule 4 and 6 letter, the Applicant is providing Statements of Common Ground (SoCGs) with interested parties. The SoCGs have taken into consideration the matters which the ExA requested in its Rule 4 and 6 letter at Annex E. The SoCGs are all in draft form.

- Draft Statement of Common Ground with Lincolnshire County Council (document reference 8.1)
- Draft Statement of Common Ground with Environment Agency (document reference 8.2)
- Draft Statement of Common Ground with Historic England (document reference 8.3)
- Draft Statement of Common Ground with Port of Boston (document reference 8.4)
- Draft Statement of Common Ground with Public Health England (document reference 8.5)
- Draft Statement of Common Ground with Western Power Distribution (document reference 8.6)
- Draft Statement of Common Ground with Boston Borough Council (document reference 8.7)
- Draft Statement of Common Ground with Anglian Water (document reference 8.8)
- Draft Statement of Common Ground with the Marine Management Organisation (document reference 8.10)

The Applicant has also prepared a **Statement of Commonality**, which is submitted under document reference (document reference 9.3). The ExA's attention is drawn to **Section 1.5** of the

Statement of Commonality, which provides a high level summary of the position with each interested party as at Deadline 1. Additionally, Section 1.5 of the Statement of Commonality sets out the anticipated timeframe for several additional Statements of Common Ground which the Applicant intends to submit to the Examination at Deadline 2.

3. An updated draft Development Consent Order (document reference 2.1(1)) (clean version) and (document reference 2.1(1)) (tracked version)).

4. A schedule of changes to the draft Development Consent Order (document reference 9.20).

5. Updated documents

All updated documents submitted include a tracked and a clean version, where possible.

The Applicant has updated the following documents in response to comments made by Public Health England, the Environment Agency and Natural England in the Relevant Representations.

- An updated Chapter 14 of the Environmental Statement (ES) – Air Quality (document reference 6.2.14(1) (clean version) and 6.2.14(1) (tracked version)).
- Updated Appendix 14.2 (document reference 6.4.15(1) (clean version) and 6.4.15(1) (tracked version)).
- Updated Appendix 14.3 (document reference 6.4.16(1) (clean version)) – a tracked version could not be submitted of this document, however the tables have been updated as follows:
 - Inclusion of annual mean and 1-hour mean NO₂ results tables
 - Amendments to annual mean mercury concentrations
 - Amendments to annual mean group III metals concentrations (antimony, arsenic, chromium III, chromium VI, cobalt, copper, lead, manganese, nickel and vanadium)
 - Inclusion of the results for the new 24-hour mean benzene Environmental Assessment Level (EAL).
- Updated Figures 14.6 – 14.15 (document reference 6.3.22(1) (clean version)) – a tracked version could not be submitted however, Figure 14.6, 14.9 and 14.10 were updated to include areas of saltmarsh.
- An updated Chapter 9 of the ES - Landscape and Visual Impact Assessment (document reference 6.2.9(1) (clean version) and 6.2.9(1) (tracked version)).

The Applicant has updated the following document in response to comments made by Historic England and Lincolnshire County Council in the Relevant Representations

- Outline Written Scheme of Investigation (document reference 7.3(1) (clean version) and 7.3(1) (tracked version)).

An updated Register of Environmental Actions and Commitments (document reference 7.6(1) (clean version) and 7.6(1) (tracked version)) has also been submitted with amendments made to simplify the document referencing, reflect the mitigation measures set out in the Outline Marine Mammal Mitigation Protocol and the Marine Mammals Addendum, and reflect the updated draft Development Consent Order.

6. Additional documents

The Applicant has submitted the following new documents in response to comments made by Public Health England and Natural England in the Relevant Representations.

- New Appendices related to Chapter 14 of the Environmental Statement – Air Quality, Appendices 14.4 (document reference 9.8), 14.5 (document reference 9.9) and 14.6 (document reference 9.10)
- Potential for generation of electromagnetic fields from the Boston Alternative Energy Facility development (document reference 9.11).

The Applicant has submitted the following new documents in response to comments made by Natural England, RSPB and Lincolnshire Wildlife Trust in the Relevant Representations.

- Three new Addendums related to Chapter 17 Marine and Coastal Ecology, and Appendix 17.1 Habitats Regulations Assessment plus an outline marine mammal mitigation protocol:
 - Ornithology Addendum (document reference 9.13)
 - Marine Mammals Addendum (document reference 9.14)
 - Benthic Ecology, Fish and Habitats (document reference 9.15)
 - Outline Marine Mammal Mitigation Protocol (document reference 9.12)

The Applicant has submitted the following new document in response to comments made by Environment Agency and RSPB in the Relevant Representations and following consultation with Black Sluice Internal Drainage Board.

- Outline Surface Water Drainage Strategy (document reference 9.4)

The Applicant has submitted the following new document following evolution of the construction programme since the DCO application was made, to ensure ecological receptors are protected from piling noise and vibration (noting that the overall construction programme is in line with the Environmental Statement).

- Piling Noise Assessment (document reference 9.16)

The Applicant has submitted the following new documents in response to comments made by Environment Agency in the Relevant Representations.

- Wharf Construction Outline Methodology (document reference 9.17)
- Indicative Construction Programme (document reference 9.18)

The Applicant has submitted the following new documents in response to comments made by United Kingdom Without Incineration Network and Lincolnshire County Council in the Relevant Representations.

- Addendum to Fuel Availability and Waste Hierarchy Assessment (including Waste Policy Review) (document reference 9.5)
- Climate Change - Further Greenhouse Gas Analysis from Waste Composition Scenarios (document reference 9.6)
- Climate Change - Comparative Analysis of Greenhouse Gas Emissions from Road and Marine Vessel Transport Option to the Site (document reference 9.7)

The Applicant has submitted the following new document in response to comments made by the Marine Management Organisation in the Relevant Representations and SoCG.

- East Inshore Marine Plan Policy Checklist (document reference 9.19)

Please note that although the Applicant's letter at Procedural Deadline A (PDA-002) suggested that a Schedule of Errata would be submitted at Deadline 1, it is considered that this is not required at this stage in the examination process.

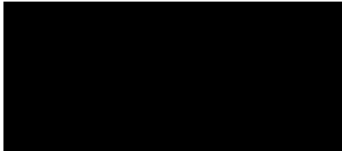
Notification to speak at hearings

For completeness, the Applicant wishes to register to attend the Accompanied Site Inspection, and to be heard orally at the Open Floor Hearing on 18 November 2021 and all other hearings being held week commencing 22 November 2021.

I should be grateful if you would acknowledge safe receipt of this letter and arrange for a copy of it and its enclosures to be placed before the Examining Authority.

Yours sincerely,

For and on Behalf of HaskoningDHV UK Ltd, on behalf of Alternative Use Boston Project Ltd.



Paul Salmon
Technical Director
Industry & Buildings