

Planning Act 2008

Infrastructure Planning (Examination Procedure) Rules
2010

Boston Alternative Energy Facility

Planning Inspectorate Reference EN010095

Lincolnshire County Council Oral Submission made at
Specific Hearing 1 DCO – 23 November 2021

Definition of Local Planning Authority - Lincolnshire County Council (LCC) confirms agreement to the definition of "relevant planning authority" as set out in Part 1 PRELIMINARY of the draft Development Consent Order.

LCC draws attention to the decision made by the Secretary of State for Business Energy and Industrial Strategy on 19th February 2021 Wheelabrator Kemsley North Waste to Energy Facility in Kent (Ref EN010083) which includes the same definition for relevant planning authority as is set out in the current draft Order and would therefore submit that a precedent has been established for this definition in the Kent decision.

Requirement 6 – confirm that discussions are still ongoing with the applicant around the extent of investigation through trial trenching that should be undertaken prior to a decision on the application being made. Notwithstanding the outcome of these discussions would recommend that further wording is added to Requirement 6 as follows:-

(2) The scheme shall identify areas where field work and/or a watching brief are required and the measures to be taken to protect, record or preserve any significant archaeological remains that may be found. The scheme should also detail measures for post-field work processing, assessment analysis and reporting of the results of archaeological work and the deposition of the archive.

Requirement 17 - LCC welcome the insertion of sub paragraph (1) and (2) to restrict vehicle movements to and from the site in respect of waste feedstock and light weight aggregate product. However LCC consider that there are other circumstances that HCVs could visit and leave the site and request that additional wording is included to capture these vehicle movements as well.

LCC welcome the opportunity to discuss the wording of this requirement further with the applicant.

Requirement 24 and 25 – request that further wording is added to both these conditions to set out a requirement that records are kept to demonstrate compliance with the limits imposed by these requirements and a mechanism that such records are made available to the relevant planning authority when requested. An additional sub paragraph to be added to both requirements as follows:-

Records must be kept for the purposes of demonstrating compliance with 24 (1) and 25 (a) – (c) and must be submitted to the relevant planning authority on an annual basis. On receipt of a written request to view these records by the relevant planning authority these records must be made available within seven days of such a request. Arrangements must be in place allowing for inspection of such records by the relevant planning authority within 7 days of a written request.

Additional Requirement for Carbon Capture Storage – similar wording to requirement 21
Combined heat and power for investigation into carbon capture