

## Planning Act 2008 – section 92

**EN010097**

### **Application by VPI Immingham B Ltd for an Order Granting Development Consent for the VPI Immingham OCGT Project**

#### **Agenda for Compulsory Acquisition Hearing 2 (CAH2)**

The Examining Authority (ExA) notified Interested Parties (IPs) on 5 November 2019 of the decision to hold a further hearing into the Compulsory Acquisition and Temporary Possession of land and rights proposed by the Applicant.

<b>Hearing</b>	<b>Date and time</b>	<b>Location</b>
<b>CAH2</b>	<b>Wednesday 4 December 2019</b> Seating available from 9.30am. The hearing will start at 10.00am	The Ashbourne Hotel Vicarage Lane North Killingholme North Lincolnshire DN40 3JL

**Access and Parking:** Free Parking and designated disabled parking spaces are available in the hotel car park situated at the main entrance of the hotel. Spaces can be reserved if necessary.

#### **Purpose of the Compulsory Acquisition Hearing (CAH)**

CAH2 is being held to enable the ExA to inquire further into the Applicant's case to Compulsorily Acquire (CA) and/ or take Temporary Possession (TP) of land or rights over land. It also seeks to discharge the ExA's duty to hear persons 'affected' by CA and TP proposals who request to be heard and will enable the ExA to consider whether relevant legal and policy tests applicable to CA and TP proposals have been met.

#### **Invited Participants**

The Applicant and Affected Persons (APs) who wish to make oral representations are invited to attend.

The ExA also requests the attendance of the following APs or their representatives:

- Air Products BR Limited
- Phillips 66 Limited

### **Participation, conduct and management of hearing**

The Applicant and any other persons with land and/or interests which are or may be affected by the Proposed Development are entitled to be heard. However, participation is subject to the ExA's power to control the hearing.

Participants may be legally represented if they wish, but the hearings will be conducted to ensure that legal representation is not required

Guidance under the Planning Act 2008 and the Infrastructure Planning (Examination Procedure) Rules 2010 provide that it is the ExA that will probe, test and assess the evidence through direct questioning of persons making oral representations at hearings. Questioning at the hearing will be led by the ExA.

### **Agenda**

In order to ensure that those attending the hearings can make the best use of the time, the ExA has prepared the agenda below. Please note that this agenda is indicative and may be amended. The ExA may wish to raise other matters arising from submissions and pursue lines of enquiry during the discussion which are not on the agenda.

## **AGENDA FOR CAH2 COMPULSORY ACQUISITION HEARING 2**

<b>Item</b>	<b>Matters</b>
<b>1.</b>	<b>Welcome, introductions and arrangements for the Hearing</b>
<b>2.</b>	<b>Purpose of the CAH2</b>
<b>3.</b>	<b>Applicant's update on negotiations since Deadline 4</b>  <ul style="list-style-type: none"> <li>- Statutory undertakers</li> <li>- Other affected parties</li> </ul>
<b>4.</b>	<b>Outstanding objections to CA</b>
<b>5.</b>	<b>Any other Compulsory Acquisition or Temporary Possession issues</b>
<b>6.</b>	<b>Any other matters</b>
<b>7.</b>	<b>Close</b>