

National Infrastructure Planning
Temple Quay House
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Bristol
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Date: 9 June 2022
Your ref: EN010103
Our ref: NESBITP\073687-010159
Direct: [REDACTED]
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Sent via the Portal

To Whom It May Concern

Planning Act 2008 – Section 89 and The Infrastructure Planning (Examination Procedure) Rules 2010 – Rule 8

Application by Net Zero Teesside Power Limited and Net Zero North Sea Storage Limited for an Order Granting Development Consent for the Net Zero Teesside Project – EN010103

Deadline 2 Submission – Responses to ExQ1

Unique Reference: 20029905

This letter is sent on behalf of INEOS Nitriles (UK) Limited (“Ineos”), registered as an Interested Party for the above application, in response to the Rule 8 letter dated 19 May 2022

Please find attached to this letter Ineos’ response to the Examining Authority’s Questions 1 in accordance with Deadline 2 of the Examination Timetable.

The responses within the table reflect the numbering used in the ExQ1 for ease of reference.

I trust that the above is clear however please do not hesitate to contact me should you have any queries.

Yours sincerely

[REDACTED]

Peter Nesbit
Partner
For Eversheds Sutherland (International) LLP

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Responses to EXQ1
Ineos Nitriles (UK) Ltd

ExQ1	Question to:	Question	Response
CA.1.8	Including: Ineos Nitriles (UK) Ltd	<p>A number of APs in their RRs and ASs [including but not limited to RR-001, RR-010, RR-012, RR-013, RR-014, RR-016, RR-017, RR-018, RR-019, RR-021, RR-022, RR-028, RR-030, RR031, RR-032, RR-033, RR-034, RR-038 and AS-046] set out comments in relation to CA and TP however in numerous instances it is unclear where their operations or rights are located.</p> <p>Please could the APs listed and any others who have commented:</p> <ul style="list-style-type: none"> i) supply a plan, overlaid with the NZT Order land, showing the location of their operations and plots affected; and ii) where possible, identify the general use of each affected plot. 	<ul style="list-style-type: none"> i) INEOS Nitriles operations are undergoing significant change at present with demolition of the chemical plant currently taking place and expected to be completed by the end June 2023. The plot affected is used for chemical manufacture. This could change as future options for the site are considered. ii) See i)
CA.1.11	INEOS Nitriles (UK) Ltd	<p>RR-019 section 4 refers to protective provisions in part 8 of Schedule 12 of the dDCO, and paragraph 2.6 refers to the proposed temporary construction compound and effects on plots 122 and 123. Paragraph 5.2 acknowledges that discussions are ongoing and the concerns identified should be capable of being addressed through protective provisions and requirements. Can you:</p> <ul style="list-style-type: none"> i) Provide an update on discussions with the Applicants on the above matters; ii) Provide any suggested amendments to the wording of the relevant protective provisions; iii) Provide a further explanation as to how the proposed construction compound would significantly affect your operations, and what alternatives have been offered to the Applicants; and iv) Provide further comment regarding a time limit for decommissioning and why the matter needs to be within protective provisions. <p>Also see question CA.1.8.</p>	<ul style="list-style-type: none"> i) INEOS Nitriles is in discussions with the applicant regarding a private treaty agreement for the necessary rights but which allows INEOS to provide alternative routes through its land which would avoid impacts on its current or future operations. ii) INEOS Nitriles is working on the draft PPs with the applicant and will provide an update version as soon as possible iii) See answer i) iv) Decommissioning was considered to be inadequately dealt with in the scheme requirements; that is to say no objective trigger had been included. INEOS does not wish to be left to be responsible for redundant infrastructure on its land, the removal/maintenance of which may carry significant costs. It would like an independently enforceable obligation for its removal. Furthermore, it considers that the ExA should consider what financial guarantees will be in place at the end of the period of use of the infrastructure to ensure that this can be achieved without recourse to the existing landowners.