

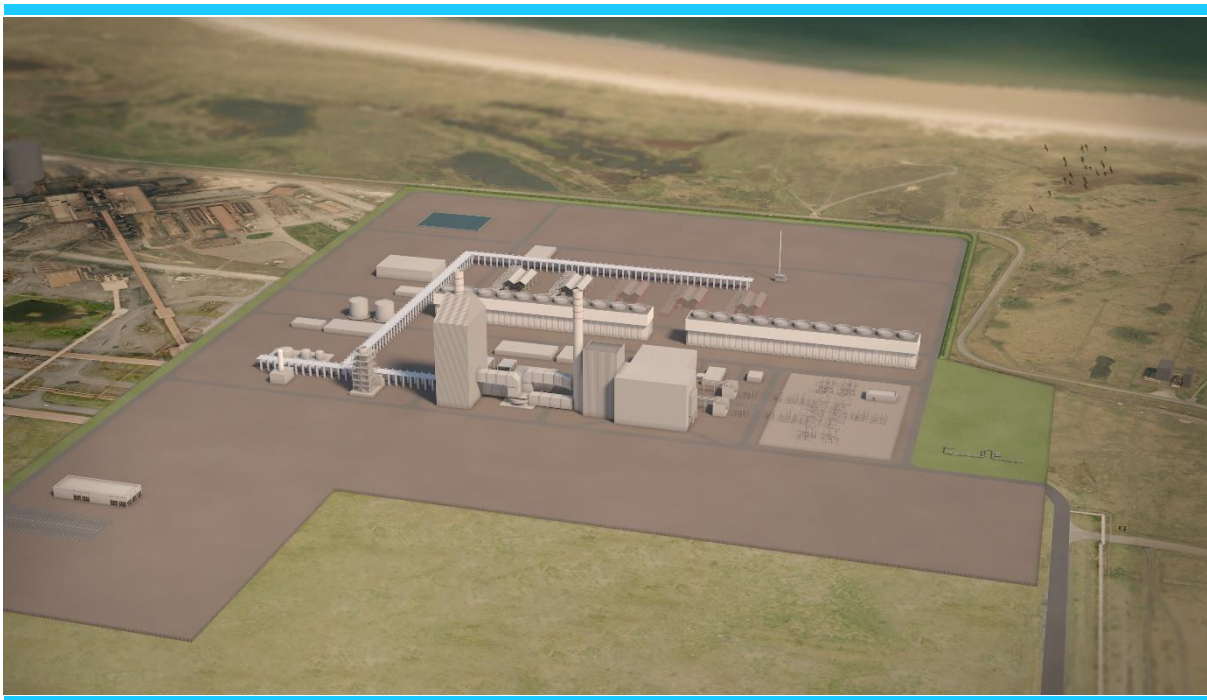
# Net Zero Teesside Project

Planning Inspectorate Reference: EN010103

Land at and in the vicinity of the former Redcar Steel Works site, Redcar and in Stockton-on-Tees, Teesside

The Net Zero Teesside Order

Document Reference: 2.1c - Schedule of Changes to the draft Development Consent Order



Applicants: Net Zero Teesside Power Limited (NZN Power Ltd) & Net Zero North Sea Storage Limited (NZNS Storage Ltd)

Date: August 2022

## THE NET ZERO TEESSIDE ORDER

### EXPLANATION OF CHANGES MADE TO THE DRAFT DEVELOPMENT CONSENT ORDER ('DCO') AT DEADLINE 5 (2 AUGUST 2022)

Due to the insertion of new paragraphs/requirements in the updated draft DCO, the numbering and internal cross referencing (including the contents) within the draft DCO have been updated accordingly. These changes, along with minor typographical amendments for clarity and consistency are not set out below. The numbering referred to below is to that in the updated draft DCO.

Article / Requirement number in draft DCO	Explanation of Change
Article 2 (Interpretation)	Definition of "contaminated land environmental risk assessment" has been deleted. This definition is not used in the Order.
Article 2 (Interpretation)	Definition of "design and access statement" has been added to reflect the insertion of this in Schedule 14.
Article 2 (Interpretation)	Definition of "framework construction environmental management plan" has been amended to reflect the change to this document (an updated version) in Schedule 14.
Article 2 (Interpretation)	Definition of "Sembcorp operations" has been moved from the Sembcorp protective provisions at Part 16 of Schedule 12 in order that it can also apply to the Requirements under Schedule 2 of the Order.
Article 8 (Consent to transfer benefit of this Order)	Two new paragraphs have been inserted. A new paragraph 14 specifies that where a transfer or grant of the benefit of the Order is made pursuant to Article 8 and relates to the STDC area, the undertaker must, within 10 working days of the date the transfer or grant took effect, notify STDC. A new paragraph 15 specifies what must be included in the notice to STDC.
Article 27 (Application of the 1981 Act)	Amendment made to the heading of this article, from 'Application of the Compulsory Purchase (Vesting Declarations) Act 1981' to 'Application of the 1981 Act' as the "1981 Act" is defined in the DCO.
Article 32 (Temporary use of land for maintaining the authorised development)	Amendment made to clarify that the undertaker is not to be required to replace a building or any debris removed where it is restoring land used temporarily under this Article. This is the same drafting as in Article 31(5) and ensures the two provisions are consistent in this respect.

Article / Requirement number in draft DCO	Explanation of Change
Article 49 (Modification of Interface Agreement)	Amendments made to modify the Interface Agreement instead of disapply it. Full details are set out in the Written Summary of Oral Submission for Issue Specific Hearing 3 (ISH3) [Document Ref 9.22].
Schedule 2 (Requirements), Requirements 3 (Detailed design), 4 (Landscaping and biodiversity protection management and enhancement), 7 (Highway accesses), 8 (Means of enclosure), 11 (Surface and foul water drainage), 16 (Construction environmental management plan), 21 (Control of noise – construction), 23 (Piling and penetrative foundation design), 25 (Restoration of land used temporarily for construction) and 32 (Decommissioning)	Sembcorp Utilities (UK) Limited has been added as a consultee in respect of relevant parts of these Requirements. Sembcorp has only been added as a consultee to those parts of Requirement 3 which relate to parts of the authorised development which could be relevant to Sembcorp's operations.
Schedule 2 (Requirements), Requirement 3 (Detailed design) (13)	A new limb has been added to secure that the detailed design submitted and approved is in accordance with the design and access statement. Further details of the reason for this change is set out at page 9 of the Applicant's Written Summary of Oral Submission for Issue Specific Hearing 4 (ISH4) [Document Ref 9.24].
Schedule 2 (Requirements), Requirement 13	<p>Amendment made to specify that the contaminated land scheme to be submitted and approved under paragraph 2 must include details of any ongoing monitoring requirements.</p> <p>Paragraph 3 has been amended to specify that monitoring must be carried out in accordance the approved contaminated land scheme.</p> <p>Paragraph 8 has been amended to specify that where the relevant planning authority has issued notice that the undertaker may rely on a previously approved land contamination scheme, the undertaker must implement that scheme.</p> <p>Paragraph 9 has been amended to specify that the remedial validation report must include details of any ongoing monitoring requirements, and a new paragraph 10 has been inserted which requires compliance with those monitoring requirements and for the undertaker to take any identified remedial</p>

Article / Requirement number in draft DCO	Explanation of Change
	action contained within the documents submitted pursuant to paragraph 9 if the monitoring identifies a need for such action.
Schedule 2 (Requirements), Requirement 29 (Local liaison group) (2)	South Tees Development Corporation has been added as a party that must be invited to nominate a representative to join the local liaison group.
Schedule 2 (Requirements), Requirement 31 (Carbon dioxide capture transfer and storage) (1)(b)	Amendment made to reflect the permitting approach agreed with the Environment Agency and that there are two environmental permits that are required: one for Work No. 1 and one for Work No. 7.
Schedule 2 (Requirements), Requirement 37 (Consultation with Sembcorp Utilities (UK) Limited)	A Requirement to set out when the relevant planning authority must consult with Sembcorp Utilities (UK) Limited has been added – it states that where a requirement specifies that the relevant planning authority must consult Sembcorp, that only applies to the extent that the matters submitted for approval relate to any part of the authorised development which in the relevant planning authority’s opinion affects Sembcorp’s operations (as defined). The Requirement further specifies that the undertaker and Sembcorp must provide information on the location and nature of Sembcorp’s operations following a request by the relevant planning authority.
Schedules 10 and 11 (Deemed Marine Licence Under the 2009 Act: Project A and Project B), Part 1	Definition of “framework construction environmental management plan” has been inserted to reflect the inclusion of this within Part 3(11) of the Schedules.
Schedules 10 and 11 (Deemed Marine Licence Under the 2009 Act: Project A and Project B), Part 3 (11)(3)	An additional limb has been inserted to require that the construction environmental management plan submitted must be in accordance with the framework construction environmental management plan. The framework construction environmental management plan has been updated at Deadline 5 to include (of relevance to the deemed marine licences) preventative measures to stop HDD collapse and release of bore fluid.
Schedules 10 and 11 (Deemed Marine Licence Under the 2009 Act: Project A and Project B), Part 3 (15)	Amendment to specify that the process for how unexpected finds will be dealt with under the written scheme of archaeological investigation must be in accordance with the measures set out in the framework construction environmental management plan.

Article / Requirement number in draft DCO	Explanation of Change
Schedules 10 and 11 (Deemed Marine Licence Under the 2009 Act: Project A and Project B), Part 3 (23)	Amendment to specify that the Marine Management Organisation must consult the Environment Agency before approving the UXO clearance methodology.
Schedule 12 (Part 21)	Deletion of EDF Energy Renewables Limited as it does not have a land interest in order to require the benefit of protective provisions. The protective provisions for the benefit of Teesside Windfarm Limited have been retained.
Schedule 12 (Part 22)	Removal of Low Carbon Limited protective provisions as Low Carbon Limited has now confirmed to the Applicants that Northern Powergrid will own and operate the proposed cable, and there is therefore no requirement for protective provisions for the benefit of Low Carbon Limited. Part 22 has been left blank at this stage to avoid changing the numbering of the parts of the protective provisions for the benefit of other beneficiaries.
Schedule 14 (Documents and plans to be certified)	Amendments made to the indicative landscaping and biodiversity strategy and to include the design and access statement and the framework construction environmental management plan. The amendments reflect the revised documents submitted at Deadline 5.