



Department for  
Energy Security  
& Net Zero

1 Victoria Street  
London  
SW1H 0ET

Web: [www.gov.uk/beis](http://www.gov.uk/beis)

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To:

Our Ref: EN010103

The Environment Agency  
The Crown Estate  
Net Zero Teesside Power Limited and Net Zero North  
Sea Storage Limited  
Listed Parties

Date: 10 March 2023

Dear Sir or Madam,

**Planning Act 2008 and The Infrastructure Planning (Examination Procedure) Rules 2010**

**Application by Net Zero Teesside Power Limited and Net Zero North Sea Storage Limited (“the Applicant”) for an Order granting Development Consent for the proposed Net Zero Teesside project (“the proposed Development”)**

1. Following the completion of the Examination on 10 November 2022, the Examining Authority submitted a Report and Recommendation in respect of its findings and conclusions on the application for the proposed Development (the “Application”) to the Secretary of State on 10 February 2023. The statutory deadline for determining the Application is 10 May 2023.
2. There are outstanding matters on which the Secretary of State for Energy Security and Net Zero (“the Secretary of State”) would be grateful if the parties identified in bold could provide further information or updates as appropriate.

**Compulsory Acquisition (“CA”) and Related Matters**

3. The Secretary of State notes that at the end of the Examination, matters remained outstanding in relation to land interests.
4. The Secretary of State requests that the **Applicant** and **The Crown Estate** provide confirmation that the necessary Crown authority, in regard to powers sought in relation to Crown Land and/or Crown rights consistent with the Book of Reference (“BoR”) at Deadline 12, has been obtained.

5. The Secretary of State requests that the **Applicant** provides an updated CA Schedule to ensure that it is accurate and that it includes the status of the remaining unsigned agreements and to correct any anomalies in the CA Schedule and BoR. The Secretary of State also requests that the BoR is revised to refer to “His Majesty” as part of the updating process.
6. The Secretary of State requests an update from the **Applicant** and **parties listed in Annex A** on protective provisions in respect of the latest position and any outstanding matters.

### **Nutrient Nitrogen Modelling**

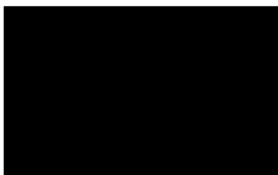
7. The Secretary of State requests the **Environment Agency** to confirm whether, for the purposes of the Application, it is content that the modelling provided by the Applicant is appropriate and satisfactory.
8. **Responses to the requested information should be submitted by email only to: [netzeroteessideproject@planninginspectorate.gov.uk](mailto:netzeroteessideproject@planninginspectorate.gov.uk) by 23.59 on 24 March 2023.**

Responses will be published on the Net Zero Teesside project page of the National Infrastructure Planning website as soon as possible after **24 March 2023**:

<https://infrastructure.planninginspectorate.gov.uk/projects/north-east/the-net-zero-teesside-project/>

9. This letter is without prejudice to the Secretary of State’s consideration of whether to grant or withhold development consent for the proposed development. Nothing in this letter is to be taken to imply what the eventual decision might be or what final conclusions the Secretary of State may reach on any particular issue which is relevant to the determination of the application.

Yours faithfully



David Wagstaff OBE

Deputy Director, Energy Infrastructure Planning Delivery

## Annex A

National Grid Electricity Transmission  
National Grid Gas Plc  
Air Products Plc  
Anglo American  
CATS North Sea Limited  
CF Fertilisers UK Limited  
Exolum  
Ineos Nitriles  
Marlow Foods  
Network Rail Infrastructure  
Northern Powergrid  
NPL Waste Management Ltd  
PD Teesport Limited  
Redcar Bulk Terminal Ltd  
Redcar and Cleveland Borough Council  
SABIC UK Petrochemicals Ltd  
Sembcorp Utilities Ltd  
Suez Recycling and Recovery UK Ltd  
South Tees Development Corporation  
Breagh Pipeline Owners  
Teesside Wind Farm Limited  
Huntsman Polyurethanes (UK) Limited

Navigator Terminals  
Seal Sands Limited  
Northern Gas Networks  
North Tees Group (incorporating North Tees Limited, North Tees Rail Limited and North Tees Land Limited)  
North Sea Midstream Partners (incorporating Teesside Gas Processing Plant Limited / Teesside Gas and Liquids Processing)  
Northern Powergrid