

# South Humber Bank Energy Centre Project

Planning Inspectorate Reference: EN010107

South Marsh Road, Stallingborough, DN41 8BZ

The South Humber Bank Energy Centre Order

## 7.10 - Statement of Common Ground with Historic England

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**Applicant: EP Waste Management Ltd**  
**Date: October 2020**

## DOCUMENT HISTORY

<b>Document Ref</b>	7.10 Statement of Common Ground with Historic England		
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## GLOSSARY

Abbreviation	Description
ACC	Air-cooled condenser.
CCGT	Combined Cycle Gas Turbine.
DCO	Development Consent Order: provides a consent for building and operating an NSIP.
EfW	Energy from Waste: the combustion of waste material to provide electricity and/ or heat.
EIA	Environmental Impact Assessment.
EPUKI	EP UK Investments Ltd.
EPWM	EP Waste Management Limited ('The Applicant').
ES	Environmental Statement.
HE	Historic England.
mAOD	Metres Above Ordnance Datum.
MW	Megawatt: the measure of power produced.
NELC	North East Lincolnshire Council.
NPPF	National Planning Policy Framework.
NSIP	Nationally Significant Infrastructure Project: for which a DCO is required.
PA 2008	Planning Act 2008.
PEI	Preliminary Environmental Information.
PINS	Planning Inspectorate.
Q2	Quarter 2.
RDF	Refuse derived fuel.
SHBEC	South Humber Bank Energy Centre.
SHBPS	South Humber Bank Power Station.
SoS	Secretary of State.

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## **1.0 INTRODUCTION**

### **1.1 Overview**

- 1.1.1 This Statement of Common Ground ('SoCG') with Historic England ('HE') (Document Ref. 7.7) has been prepared on behalf of EP Waste Management Limited ('EPWM' or the 'Applicant'). It relates to the application (the 'Application') for a Development Consent Order (a 'DCO'), that has been submitted to the Secretary of State (the 'SoS') for Business, Energy and Industrial Strategy, under section 37 of 'The Planning Act 2008' (the 'PA 2008').
- 1.1.2 EPWM is seeking development consent for the construction, operation and maintenance of an energy from waste ('EfW') power station with a gross electrical output of up to 95 megawatts (MW) including an electrical connection, a new site access, and other associated development (together 'the Proposed Development') on land at South Humber Bank Power Station ('SHBPS'), South Marsh Road, near Stallingborough in North East Lincolnshire ('the Site').
- 1.1.3 A DCO is required for the Proposed Development as it falls within the definition and thresholds for a 'Nationally Significant Infrastructure Project' (a 'NSIP') under sections 14 and 15(2) of the PA 2008.
- 1.1.4 The DCO, if made by the SoS, would be known as the 'South Humber Bank Energy Centre Order' ('the Order').
- 1.1.5 Full planning permission ('the Planning Permission') was granted by North East Lincolnshire Council ('NELC') for an EfW power station with a gross electrical output of up to 49.9 MW and associated development ('the Consented Development') on land at SHBPS ('the Consented Development Site') under the Town and Country Planning Act 1990 on 12 April 2019. Since the Planning Permission was granted, the Applicant has assessed potential opportunities to improve the efficiency of the EfW power station, notably in relation to its electrical output. As a consequence, the Proposed Development would have a higher electrical output (up to 95 MW) than the Consented Development, although it would have the same maximum building dimensions and fuel throughput (up to 753,500 tonnes per annum (tpa)).

### **1.2 The Applicant**

- 1.2.1 The Applicant is a subsidiary of EP UK Investments Limited ('EPUKI'). EPUKI owns and operates a number of other power stations in the UK and is a subsidiary of Energetický a Průmyslový Holding ('EPH'). EPH owns and operates energy generation assets in the Czech Republic, Slovak Republic, Germany, Italy, Hungary, Poland, Ireland, and the United Kingdom.

### **1.3 The Proposed Development Site**

- 1.3.1 The Proposed Development Site (the 'Site' or the 'Order limits') is located within the boundary of the SHBPS site, east of the existing SHBPS, along

with part of the carriageway within South Marsh Road. The principal access to the site is off South Marsh Road.

- 1.3.2 The Site is located on the South Humber Bank between the towns of Immingham and Grimsby; both over 3 km from the Site.
- 1.3.3 The Site lies within the administrative area of NELC, a unitary authority. The Site is owned by EP SHB Limited, a subsidiary of EPUKI, and is therefore under the control of the Applicant, with the exception of the highway land on South Marsh Road required for the new Site access.
- 1.3.4 The existing SHBPS was constructed in two phases between 1997 and 1999 and consists of two Combined Cycle Gas Turbine (CCGT) units fired by natural gas, with a combined gross electrical capacity of approximately 1,400 MW. It is operated by EP SHB Limited.
- 1.3.5 The Site is around 23 hectares ('ha') in area and is generally flat, and typically stands at around 2.0 m Above Ordnance Datum (mAOD).
- 1.3.6 A more detailed description of the Site is provided at Chapter 3: Description of the Proposed Development Site in the Environmental Statement ('ES') Volume I (Document Ref. 6.2).

#### **1.4 The Proposed Development**

- 1.4.1 The main components of the Proposed Development are summarised below:
  - Work No. 1— an electricity generating station located on land at SHBPS, fuelled by refuse derived fuel ('RDF') with a gross electrical output of up to 95 MW at ISO conditions;
  - Work No. 1A— two emissions stacks and associated emissions monitoring systems;
  - Work No. 1B— administration block, including control room, workshops, stores and welfare facilities;
  - Work No. 2— comprising electrical, gas, water, telecommunication, steam and other utility connections for the generating station (Work No. 1);
  - Work No. 3— landscaping and biodiversity works;
  - Work No. 4— a new site access on to South Marsh Road and works to an existing access on to South Marsh Road; and
  - Work No. 5— temporary construction and laydown areas.
- 1.4.2 Various types of ancillary development further required in connection with and subsidiary to the above works are detailed in Schedule 1 of the DCO.
- 1.4.3 The Proposed Development comprises the works contained in the Consented Development, along with additional works not forming part of the Consented Development ('the Additional Works'). The Additional Works are summarised below.
  - a larger air-cooled condenser ('ACC'), with an additional row of fans and heat exchangers;
  - a greater installed cooling capacity for the generator;

- an increased transformer capacity; and
  - ancillary works.
- 1.4.4 A more detailed description of the Proposed Development is provided at Schedule 1 'Authorised Development' of the Draft DCO and Chapter 4: The Proposed Development in the ES Volume I (Document Ref. 6.2) and the areas within which each of the main components of the Proposed Development are to be built is shown by the coloured and hatched areas on the Works Plans (Document Ref. 4.3). Three representative construction scenarios (timescales) are described within Chapter 5: Construction Programme and Management in the ES Volume I (Document Ref. 6.2) and assessed in the Environmental Impact Assessment ('EIA').

## **1.5 Purpose of this Document**

- 1.5.1 This document is intended to summarise clearly the agreements reached between the parties on matters relevant to the examination of the Application and assist the Examining Authority. It has been prepared with regard to the guidance in 'Planning Act 2008: examination of applications for development consent' (Department for Communities and Local Government, March 2015).
- 1.5.2 This version of the document summarises the agreements regarding matters listed below and is based on the information available at this time, which principally comprises the draft DCO and accompanying ES Volumes I to III:
- adequacy of the ES (scope of the assessment);
  - impact on archaeology; and
  - impact on setting of heritage assets.

## **1.6 Status of this Version**

- 1.6.1 The SoCG was prepared during the pre-examination stage and subsequently was agreed as suitable and including all of the relevant matters.
- 1.6.2 Once finalised, it will be submitted to the Examining Authority to assist the examination of the Application.
- 1.6.3 Section 3 of this document summarises the role of the HE, Section 4 sets out details of consultation with HE to date, Section 5 sets out what has been agreed in relation to the above matters and Section 6 sets out any areas of disagreement/ matters to be agreed.

## **2.0 THE ROLE OF HISTORIC ENGLAND**

- 2.1.1 HE is an executive non-departmental public body responsible for protecting the historical environment of England by preserving and listing historic buildings, ancient monuments and advising central and local government.
- 2.1.2 HE is the government's expert advisor on England's heritage and has a statutory role in the planning system. HE is responsible for giving advice to local planning authorities, government departments, developers and owners on development proposals affecting the historic environment.
- 2.1.3 HE is a consultee under sections 42 and 56 of the PA 2008, meaning applicants must consult with HE before submitting a DCO application and once an application has been accepted for examination.



### 3.0 SUMMARY OF CONSULTATION

- 3.1.1 The consultation that has taken place with HE in relation to the issues raised within this SoCG is summarised in Table 3.1 below.
- 3.1.2 Consultation has been ongoing with HE since the scoping stage for the Consented Development (August 2018). Consultation comments received for the Consented Development are considered to be relevant to the Proposed Development and therefore a summary of all consultation comments received to date for the Consented Development and Proposed Development is presented in Table 3.1.

**Table 3.1: Consultation Summary**

Date	Details
September 2018 (EIA Scoping Opinion) regarding Consented Development assessment	<p>HE was consulted by NELC in respect of a request made by the Applicant for an EIA Scoping Opinion for the Consented Development.</p> <p>Comments were received in relation to assessment methodology, according to the National Planning Policy Framework (NPPF), impacts to designated and non-designated heritage assets including setting, impacts to archaeological remains, and effects on landscape amenity. It also recommended consultation and liaison with the relevant local authority Conservation Officers. Full responses to the comments received are provided within ES Volume I, Chapter 13, Table 13.4 (Document Ref. 6.2.13).</p>
January 2019	HE was consulted by NELC during the determination of the Consented Development planning application. HE confirmed it had no comments on the application.
September 2019	<p>HE was consulted by PINS in respect of a request made by the Applicant for an EIA Scoping Opinion for the Proposed Development.</p> <p>HE noted that the Proposed Development could have impacts on the setting of designated heritage assets (including Scheduled Monuments and listed buildings) and non-designated features. HE also said the assessment should consider the likelihood of alterations to drainage patterns that might lead to decomposition or destruction of below ground archaeology and/ or subsidence of buildings and monuments. Full responses to the comments received are provided within ES Volume I, Chapter 13, Table 13.4 (Document Ref. 6.2.13).</p>
December 2019	HE was consulted in accordance with Section 42 of the PA 2008 and with consultation documents including a copy of the Preliminary Environmental Information (PEI) Report. In summary the S42 response from HE noted the following



Date	Details
	<p>points.</p> <ul style="list-style-type: none"> <li>• Sub-surface remains of archaeological interest may survive at variable depth in this landscape. The survival of peat/ organic deposits on and off site, their date and degree of preservation may be worthy of consideration through deposit modelling and the degree to which this matter has been effectively scoped is unclear;</li> <li>• The impact of water is not sufficiently articulated in terms of impacts upon buried organic remains, deposit modelling, baseline preservation conditions and any likely change; and</li> <li>• Impacts upon such buried remains as may survive on site (notwithstanding it having been scraped previously) or surviving adjacent (impacts as resulting from drainage and construction) could be better explored and articulated with clear reference to relevant evidence.</li> </ul> <p>Full responses to the comments received are provided within ES Volume I, Chapter 13, Table 13.4 (Document Ref. 6.2.13).</p>
16 July 2020	<p>HE wrote to PINS to advise “<i>Although Historic England has provided information and comment on this project previously, we have reviewed the current documents and would defer any further comments to the Local Planning Authority’s archaeology and conservation specialists. We therefore have not submitted the Planning Inspectorate Registration and/ or Relevant Representation Form and can be removed from any future mailings regarding this project.</i>”</p>

## **4.0 MATTERS AGREED**

### **4.1 Adequacy of the Environmental Statement (scope of the assessment)**

- 4.1.1 Impacts on cultural heritage are considered in ES Volume I, Chapter 13: Cultural Heritage (Document Ref. 6.2.13) which summarises the baseline data and provides an assessment of the effects of the Proposed Development on cultural heritage assets. The ES Chapter is supported by Figures 13.1 and 13.2 (Document Refs. 6.3.41 and 6.3.42) showing the locations of known heritage assets and archaeological events, and Appendices 13A and 13B (a gazetteer of assets and copies of historical maps and photographs respectively) (Document Refs 6.4.24 and 6.4.25).
- 4.1.2 It is agreed that the methodology used to inform the assessment of effects upon cultural heritage assets is appropriate.

### **4.2 Impacts on Archaeology**

- 4.2.1 The conclusions of the assessment of impacts on archaeology presented in ES Volume I, Chapter 13: Cultural Heritage (Document Ref. 6.2.13) are generally agreed. Historic England defers to the Local Authority's heritage advisers to agree the detail regarding the impact on non-designated heritage assets and any mitigation required.

### **4.3 Impacts on the Setting of Heritage Assets (Designated and Non-Designated)**


- 4.3.1 It is agreed that there are no effects on the significance of the scheduled monuments within the wider 5 km study area caused by changes to their setting, due to the distance of assets from the Proposed Development and intervening screening by buildings and vegetation.
- 4.3.2 It is agreed (as concluded within ES Volume I, Chapter 13: Cultural Heritage, Document Ref 6.2.13) that impacts to the historic environment resulting from the Proposed Development are limited to assets located on the edge of the nearby settlement and high level designated heritage assets which have taller elements, such as churches. There will be minor adverse (not significant) effects on the Church of St Peter and Paul, Stallingborough (Grade II\*) and the Church of St Nicolas, Great Coates (Grade I) due to the addition of the Proposed Development buildings and structures within parts of these assets' settings.
- 4.3.3 It is agreed (as concluded within ES Volume I, Chapter 13: Cultural Heritage, Document Ref. 6.2.13) that in relation to the above named heritage assets, the additional works required for the Proposed Development are insignificant relative to the works that comprise the Consented Development.

### **4.4 Additional Aspects**

- 4.4.1 It is agreed that HE has identified no further concerns in relation to the Proposed Development and has no further comments to make in respect of the Application.

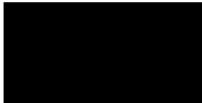
## **5.0 MATTERS NOT AGREED**

5.1.1 No matters have been identified that are not agreed.

Signed: 

**On behalf of: Historic England**

Date: 10 November 2020

Signed: 

**On behalf of: EP Waste Management Ltd**

Date: 10<sup>th</sup> November 2020