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24 August 2022

Dear Ms Williams

Planning Act 2008 (AS AMENDED) – Section 51

EN010010 - Application by Medworth CHP Limited for an Order Granting Development Consent for the Medworth Energy from Waste Combined Heat and Power Facility (Medworth EfW CHP Facility)

Response to Section 51 advice (Examination Library Reference PD-003) and application document updates

The notice of the acceptance of the Medworth EfW CHP Facility was accompanied by Section 51 advice from the Planning Inspectorate. A response to this advice and a summary of updates made to application documents is set out below.

This letter also provides details of additional submissions the Applicant wishes to make to the Planning Inspectorate.

Consultees identified on a precautionary basis

Based on the Applicant's diligent enquiries, the Applicant does not consider that the bodies listed in the Section 51 advice letter would be potentially affected by, or have an interest in, the Proposed Development. However, on a precautionary basis, the Applicant will serve notice of the accepted application under s56(2)(a) of the Planning Act 2008 to the bodies listed in the Section 51 advice letter.

Land Plans

The Land Plans (**Volume 2.2**) (APP-006) have been updated so the red line demarking each plot is more visible under the cut line where the plot spans more than one sheet.

Access and Rights of Way Plans

The cover sheet of the Access and Rights of Way Plan has been updated to contain the correct reference (**Volume 2.4**) (APP-008). Plots A6 and A7 have been updated to include a more visible boundary.

Habitat Regulations Assessment No Significant Effects Report (NSER)

The **Habitat Regulations Assessment NSER (Volume 5.3)** (APP-025) has been updated to address the comments raised in the s51 advice:

- A screening assessment of the Wash and North Norfolk SAC has been completed;
- Appendix D (Figures) has been included; and
- Figure 3.3b within Appendix C (Winter Bird Survey Report) has been updated to refer to VP2.

These updates do not change the conclusions of the Habitat Regulations NSER submitted with the DCO application.

In addition, **Environmental Statement Chapter 11 Biodiversity (Volume 6.2)** (APP-038) has been updated to include reference to the Wash and North Norfolk SAC. This update does not change the conclusions of this ES chapter.

Additional Submissions

The **Book of Reference (Volume 4.1)** (APP-015) has been updated to reflect the change in ownership of 9 New Bridge Lane (which has now been acquired by Medworth CHP Limited).

Environmental Statement Chapter 11 Biodiversity Appendix 11M Biodiversity Net Gain Assessment (Volume 6.4) (APP-083) has been updated to include the net gain calculations using Biodiversity Metric 3.0 which were not included within the original submission. The recommendations remain the same as those presented within the document previously submitted and the update does not affect the conclusions reached within **Environmental Statement Chapter 11 Biodiversity (Volume 6.2)** (APP-038).

Updates to the Application Documents

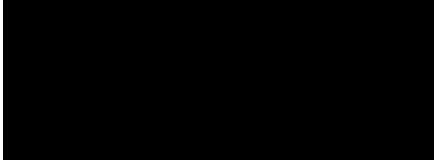
The Guide to the Application (**Volume 1.5**) (APP-004) has been updated to clarify which application documents have been updated and superseded.

A summary of the documents accompanying this response to the Section 51 advice is set out below:

- **Volume 1.5 Guide to the Application – Rev 2**
- **Volume 2.2 Land Plans – Rev 2**
- **Volume 2.4 Access and Rights of Way Plans – Rev 2**
- **Volume 4.1 Book of Reference – Rev 2**
- **Volume 5.3 Habitat Regulations Assessment NSER – Rev 2**
- **Volume 6.2 Environmental Statement Chapter 11 Biodiversity – Rev 2**
- **Volume 6.4 Environmental Statement Chapter 11 Biodiversity Appendix 11M Biodiversity Net Gain Assessment – Rev 2**

If you have any questions with regard to the response to the Section 51 advice, please do not hesitate to contact our planning agent Hannah Nelson, Wood Group UK Limited.

Yours sincerely



Paul Carey
Managing Director



Gerran McCrea
Head of Development