



Tracey Williams
The Planning Inspectorate
Temple Quay House
Temple Quay
Bristol
BS1 6PN

Medworth CHP Limited
Registered Office:
Devonport EfW CHP Facility
Creek Road
Plymouth
PL5 1FL

www.mvvuk.co.uk

Managing Directors:
Paul Carey
Peter Knapp
Mike Turner

Registration Number:
13130012

9th February 2023

Dear Ms Williams

Planning Act 2008 (AS AMENDED), Infrastructure Planning (Examination Procedure Rules 2010

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 Procedural Decision A

This letter sets out Medworth CHP Limited's ('the Applicant') response to the Examining Authority's (ExA) request for submissions at Procedural Decision A as set out in the Rule 6 letter issued by the ExA on 24th January 2023.

Examination Procedure

The Applicant has reviewed the examination procedure set out in the Rule 6 letter and can confirm they are generally content with the outlined approach.

Examination Timetable

The Applicant has reviewed the draft examination timetable set out in Annex D of the Rule 6 letter and has the following comments to make.

- Issue Specific Hearing 2 (ISH2) and Compulsory Acquisitions Hearings 1 and 2 (CAH1 and CAH2) proposed on Wednesday 12th – Thursday 13th April 2023 fall within the Easter Holiday period immediately after the Easter Bank Holiday weekend. The Applicant is concerned that the proposed timing could limit the availability of Interested Parties to attend these hearings (either virtually or in person).

- Deadline 4 (Wednesday 31st May 2023) includes the submission of the 'post-hearing submissions including written submissions of oral cases' which could include a number of actions for the Applicant and other Interested Parties from each hearing. Deadline 4 falls 3 working days after the end of ISH3, 4 and 5 (Tuesday 23rd May – Thursday 25th May 2023) and follows a bank holiday weekend. The Applicant requests that the timing of ISH3-5 or Deadline 4 is reconsidered to allow sufficient time for all parties to prepare their post hearing submissions.
- The Applicant's barrister is unavailable to attend ISH3 (Tuesday 23rd May 2023). If this hearing goes ahead, the Applicant requests that the agenda for the environmental matters to be covered on this day is discussed with the Applicant in advance so that it includes matters where the Applicant's barrister is not required.
- We note that the publication of the ExA's commentary on, or schedule of changes to, the dDCO (if required) is scheduled to take place on Tuesday 9 May 2023 which is before ISH3, 4 and 5 on environmental matters (Tuesday 23rd May – Thursday 25th May 2023). As it is probable that a number of changes to the dDCO may be required following these ISHs, the Applicant queries whether it would be more appropriate for the ExA's commentary on, or schedule of changes to, the dDCO, to be issued (if required) after Deadline 4 or 5 and prior to the hearings scheduled for the week commencing 26 June 2023.
- Notwithstanding the observations made above, the venue for all of the confirmed and provisional hearing dates set out in the draft timetable are secured, except for 12th April 2023. Currently the Richard Young Suite is booked by others, therefore the Lady Alice Lambton Room has been booked as an alternative venue at the Boathouse. If this room is not considered to be suitable, another venue or alternative hearing date will need to be explored.

Site inspection locations

The Applicant's list and accompanying map for the suggested locations are enclosed.

Network Rail draft Statement of Common Ground

In order to assist the discussions at the Issue Specific Hearing on 22nd February 2023, please find enclosed an agreed draft Statement of Common Ground (SoCG) between the Applicant and Network Rail Infrastructure Limited. An updated draft SoCG will be submitted for Deadline 1.

If you have any questions with regard to the Applicant's Procedural Decision A submission, please do not hesitate to contact our planning agent Hannah Callear, WSP Ltd.

Yours sincerely

Paul Carey
Managing Director

Tim Marks
Head of Planning

Enc: Table 1 Suggested locations for site visits
Figure 1 Suggested locations for site visits
Network Rail draft Statement of Common Ground



1 Table 1: Suggested locations for site visits

Reference number (see Figure 1, enclosed)	ES Viewpoint Reference (Figure 9.11i) [APP-053]	Location and accessibility (all publicly accessible unless otherwise stated)	Reason(s) selected and issues to be observed
1	n/a	Algores Way, existing entrance to the proposed Energy From Waste (EfW) Combined Heat and Power (CHP) Facility.	Location of the Algores Way Access Improvements; to be used for construction and operation (staff and visitors). Including view of access route into the Temporary Construction Compound (TCC), see Figure 3.11 [APP-049].
2	n/a	Algores Way Waste Transfer Station. Cannot be accessed via public land.	The location for and views of the EfW CHP Facility Site and its surroundings, see Figure 3.6 [APP-049]. Including views of the existing Internal Drainage Board drains (see Figure 3.12 [APP-049]) and CHP Connection Corridor, see Figure 3.28 [APP-049].
3	n/a	The CHP Connection crossing point of Weasenham Lane.	Location at which the proposed CHP Pipeline would cross Weasenham Lane. Views north and south of the disused March to Wisbech Railway. Location proposed to access the CHP Connection Corridor. See Figure 3.28 (Frame 2) [APP-049].
4	n/a	The junction of Cromwell Road (B198)/New Bridge Lane.	Highway junction. View of access and egress to New Bridge Lane to be used by construction and operational traffic, see Figure 3.2iv [APP-049].
5	n/a	Disused March to Wisbech Railway crossing of New Bridge Lane, adjacent to 9 New Bridge Lane.	The point at which New Bridge Lane would be reopened to vehicle traffic to enable construction and operational access. See Figure 3.19i [APP-049].
6	n/a	New Bridge Lane, outside 10 New Bridge Lane	Opposite the proposed EfW CHP Facility Site entrance for construction and operational traffic. View from the property across to the EfW CHP Facility Site. Location of the proposed Acoustic Fence. See Figure 3.19ii [APP-0049] and Figure 7.13 [APP-051].
7	n/a	New Bridge Lane, outside 'Potty Plants' New Bridge Lane.	The section of New Bridge Lane to be used to accommodate the Grid Connection underground cabling. View across A47 to observe the direction of the potable Water



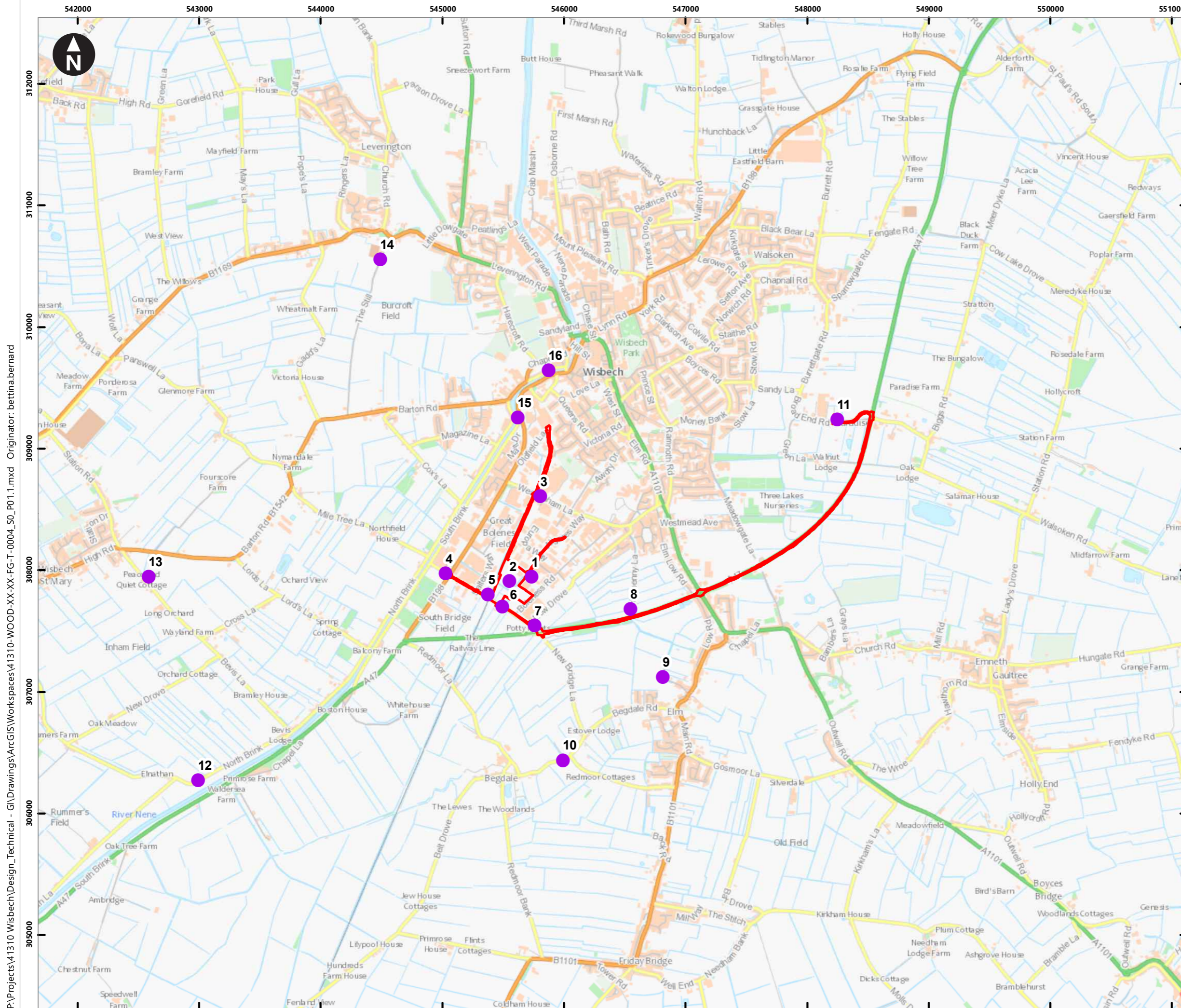
2 Table 1: Suggested locations for site visits

Reference number (see Figure 1, enclosed)	ES Viewpoint Reference (Figure 9.11i) [APP-053]	Location and accessibility (all publicly accessible unless otherwise stated)	Reason(s) selected and issues to be observed
			Connections and view north, to the land identified to accommodate the HDD options for the potable Water Connections. See Figure 3.25 [APP-049].
8	6	Halfpenny Lane byway north of A47.	ES Chapter 9 Landscape and Visual (Volume 6.2) [APP-036] identifies potential for significant visual effects during the construction and operational phase experienced by users of the public right of way. Opportunity to understand the location at which users cross the A47. Review of nearby location of underground electricity cable routes and layby used for the Grid Connection. Refer to photomontage 6 Figure 9.22b [APP-058] and Figure 3.3iv [APP-049].
9	8	Public right of way along Halfpenny Lane south of A47.	ES Chapter 9 Landscape and Visual (Volume 6.2) [APP-036] identifies potential for significant visual effects during the operational phase experienced by users of the public right of way looking north-east to the EfW CHP Facility Site and the visual influence of the existing Lineage Logistics cold store. Refer to photomontage 9 Figure 9.24b [APP-058].
10	9	Begdale Road between Elm and Begdale.	ES Chapter 9 Landscape and Visual (Volume 6.2) [APP-036] identifies potential for significant visual effects during the operational phase upon views experienced by users of National Cycle Route 63 and the visual influence of the existing Lineage Logistics cold store. Refer to photomontage 9 Figure 9.25b [APP-059].
11	n/a	Walsoken substation, Broadend Road. Cannot be accessed via public land.	The location of the existing UKPN Walsoken Substation and Applicant's proposed Walsoken Substation. Refer to Figure 3.4 [APP-049].
12	13	Nene Way by Cold Harbour Corner.	ES Chapter 9 Landscape and Visual (Volume 6.2) [APP-036] identifies moderate and not significant visual effects experienced by users of the long-distance footpath



3 Table 1: Suggested locations for site visits

Reference number (see Figure 1, enclosed)	ES Viewpoint Reference (Figure 9.11i) [APP-053]	Location and accessibility (all publicly accessible unless otherwise stated)	Reason(s) selected and issues to be observed
			(refer to photomontage 13 Figure 9.29b [APP-059]). Viewpoint illustrates typical middle-distance views to the EfW CHP Facility.
13	15	Bevis Lane, Eastern side of Wisbech St. Mary.	Moderate and Not Significant visual effects experienced by nearby residents (refer to photomontage 15 Figure 9.31b [APP-059]). Illustrative view facing west to the EfW CHP Facility Site. Illustrating the visibility of the existing Lineage Logistics cold store.
14	12	Public footpath south of Leverington.	ES Chapter 9 Landscape and Visual (Volume 6.2) [APP-036] identifies potential significant visual effects during the operational phase experienced by public footpath users (refer to photomontage 12 Figure 9.28b [APP-059]).
15	7	North Brink at Elgood's Brewery.	ES Chapter 9 Landscape and Visual (Volume 6.2) [APP-036] identifies potential significant visual effects during the operational phase experienced by users of the Nene Way long distance footpath (refer to photomontage 7 Figure 9.23b [APP-058]).
16	10	Outside Peckover House, North Brink.	Visitor attraction consisting of a listed building, garden and museum. Demonstrates the influence of the existing townscape in screening views to the EfW CHP Facility. Refer to photomontage 10 Figure 9.26b [APP-059]).



Key

- Order limits
- Suggested site visit location

0 500 1,000 1,500 m

Scale at A3: 1:30,000

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Medworth CHP Limited
 Medworth Energy from Waste Combined Heat and Power Facility DCO

Figure 1: Suggested locations for site visit

February 2023

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