



Please reply to
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12 July 2023

Dear Ms Williams

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

**EN010110 - 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 Deadline 6 (Wednesday 12 July 2023)

This letter sets out Medworth CHP Limited's ('the Applicant') response to the Examining Authority's (ExA) request for submissions at Deadline 6, as set out in the Rule 8 letter issued by the ExA on 2nd March 2023.

Submitted Documents

Table 1.1 (enclosed) lists the documents submitted by the Applicant at Deadline 6, including those requested by the ExA within their Rule 8 letter and additional supporting documents. The reason for each document submitted is explained in Table 1.1.

Where appropriate, track-changed versions of existing documents are submitted to provide an understanding of the precise changes made.

Draft Development Consent Order (DCO)

The Applicant has submitted an updated Draft DCO (Revision 5) (12 July 2023) to address comments raised in submissions made at Deadline 5 and in the Issue Specific Hearings 6-7 held on 26 and 27 June and Compulsory Acquisition Hearing 3 held on 29 June. In particular, amended requirements have been incorporated in to address matters arising through engagement on statements of

common ground.

Concerning DCO Requirement 29 (Origin of Waste), the Applicant submits the associated Waste Area Plan, see Volume 15.9.

Statements of Common Ground

The Applicant has submitted, at Deadline 6, final signed SoCGs with Wisbech Town Council and Anglian Water together with an updated draft SoCG agreed with the Host Authorities. The Applicant continues to work positively with the Host Authorities and is confident that a final, signed SOCG will be submitted for Deadline 7. Further details of the progress with the Host Authorities, including any matters not agreed are summarised in the Statement of Commonality of Statements of Common Ground (Rev 6) (Volume 9.16). The Applicant is in final negotiations with the Water Management Alliance and National Highways and expects to submit agreed, final and signed SOCGs at Deadline 7. The Applicant continues to liaise with the Hundred of Wisbech IDB and Network Rail with a view to submitting updated SoCGs at Deadline 7. Consequently, a Final Statement of Commonality of Statements of Common Ground is expected to be submitted at Deadline 7.

Updated status of negotiations with Statutory Undertakers

In addition to the Statement of Commonality of Statements of Common Ground (Rev 6) (Volume 9.16), an update is provided in The Applicant's Status of Negotiations with Statutory Undertakers Revision 3 (Volume 10.5).

Applicant's responses to action points arising from Issue Specific Hearings 4

In consultation with Cambridgeshire County Council, the Applicant has prepared further sensitivity analysis for alternative scenarios to those in ES Chapter 14 Climate Appendices [APP-088] as required by ISH4 Action Point 7. The sensitivity analysis is presented in Volume 15.7.

Applicant's Comments on the responses to the ExA's Written Questions (ExQ2)

The Applicant's Comments on the responses to the ExA's Written Questions (ExQ2) is provided in Volume 15.5.

Applicant's comments on Deadline 5 Submissions

Two documents provide the Applicant's responses:

- Applicant's Comments on Deadline 5 submissions Part 1 Statutory Parties (Volume 15.6a); and
- Applicant's Comments on Deadline 5 submissions Part 2 Other Interested Parties (Volume 15.6a).

Post-hearing submissions and associated action points

The Applicant has submitted post-hearing submission for:

- ISH6: see the Applicant's written summary of oral submissions from ISH6 on Environmental Matters (Volume 15.2), including Action Point responses in Table 1.2;
- ISH7: see the Applicant's written summary of oral submissions from ISH7 on Environmental Matters (Volume 15.3), including Action Point responses in Table 1.2;
- CAH3: See the Written Summary of the Applicant's Oral Submissions at CAH 3 (Volume 15.4); and

- OFH3: see the Summary of Oral Submissions made by Interested Parties at Open Floor Hearing 3 and the Applicant's Response (Volume 15.10).

Section 106 Heads of Terms

In consultation with Cambridgeshire County council, the head of terms for a Section 106 Agreement between the Applicant and Cambridgeshire County Council have been agreed to secure:

- Schedule 1: the Public Rights of Way and Non-Motorised User Enhancement Contribution;
- Schedule 2: Public Access in Biodiversity Net Gain Land; and
- Schedule 3: the Highways Agreement for the Access Improvements (Works no. 4A).

The Section 106 Heads of Terms (Volume 15.8) are submitted at Deadline a6. The Applicant's and CCC's respective solicitors are negotiating the draft agreement. The Applicant is confident that the agreement can be completed prior to the end of the Examination.

Outline Community Benefits Strategy

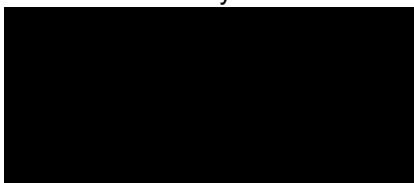
The Applicant's submission includes an Outline Community Benefits Strategy [APP-105] which incorporates a commitment to a community fund. Since Deadline 5, the Applicant and the Council have agreed to update the Outline Community Benefits Strategy to include further information on the community fund, including the general arrangements, scope, aims and objectives and the delivery mechanism. The Applicant and the Council have agreed to enter into a Section 111 Agreement (Local Government Act (1972)). Reflecting the latest position, the updated Outline Community Benefits Strategy Rev 2 (Volume 7.14) is submitted at Deadline 6. The Applicant is confident that the Agreement can be finalised prior to the end of the Examination.

Environmental Permit Update

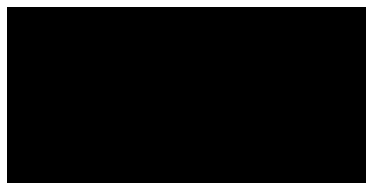
The Environment Agency has commenced public consultation on the Environmental Permit; due to close on 2 August 2023. The Environment Agency's Air Quality Modelling and Assessment Unit (AQMAU) have audited the Applicant's air quality impact assessment and Human Health Risk Assessment. The Applicant's assessments have been deemed suitable for the Environmental Permit's determination and the analysis concludes the results are within the necessary parameters for human health and the protection of habitats. Submitted at Deadline 6, a copy of the AQMAU report is appended to the List of Other Consents and Licences Rev 2 (Volume 5.4).

If you have any questions concerning the Applicant's Deadline 6 submission, please do not hesitate to contact Tim Marks.

Yours sincerely



Paul Carey
Managing Director



Tim Marks
Head of Planning

Enc: Table 1.1: Applicant's Deadline 6 documents



Table 1.1 Applicant's Deadline 6 documents

Reference	Document	Revision	Reason
Volume 1 Application Forms			
1.5	Guide to the application (clean)	Rev 9	This document provides confirmation of the latest versions of documents relevant to the Examination.
1.5	Guide to the application (tracked)	Rev 9	As above.
Volume 3 Draft Development Consent Order			
3.1	Draft Development Consent Order (clean)	Rev 5	As requested by the ExA within their Rule 8 letter. The Draft DCO has been updated to incorporate: amended protective provisions; a reference to a waste area plan in Requirement 29; and changes to reflect current drafting trends in recent DCO decisions.
3.1	Draft Development Consent Order (tracked)	Rev 5	As above.
Volume 5 Reports			
5.4	List of Other Consents and Licences (clean)	Rev 2	This document has been updated to provide the latest position on consents and licences and to confirm that there are no consenting impediments to the deliverability of the Proposed Development.
5.4	List of Other Consents and Licences (tracked)	Rev 2	As above.
Volume 6 Environmental Statement			
6.4	ES Chapter 6 Traffic and Transport Appendix 6A – Outline CTMP (clean)	Rev 6	This document has been updated to include a vehicle parking prohibition to prevent obstruction of accesses by construction related vehicles and to include a commitment to involve groups representing users of public rights of way in the proposed community liaison group.
6.4	ES Chapter 6 Traffic and Transport Appendix 6A – Outline CTMP (tracked)	Rev 6	As above.
6.4	ES Chapter 11 Biodiversity Appendix 11M Biodiversity Net Gain (clean)	Rev 5	This document has been updated to confirm that the Applicant agrees to the principle that off-site River units are first targeted at enhancing local water vole habitats, as requested by Cambridgeshire County Council (CCC) and the Middle Level Commissioners.
6.4	ES Chapter 11 Biodiversity Appendix 11M Biodiversity Net Gain (tracked)	Rev 5	As above.



Reference	Document	Revision	Reason
Volume 7 Other Documents			
7.12	Outline Construction Environmental Management Plan (clean)	Rev 6	This document has been updated at the request of CCC to confirm that the Applicant will involve representatives of PRoW user groups in community liaison and to confirm that the Applicant will provide buses to transport construction workers staying outside of the local area to the site. In addition, confirmation added at the request of Anglian Water, that the EPC contractor will comply with relevant Good Practice Guidance of Street Works UK (formerly the National Joint Utilities Group).
7.12	Outline Construction Environmental Management Plan (tracked)	Rev 6	As above.
7.14	Outline Community Benefits Strategy (clean)	Rev 2	This document has been updated to provide clarity as to which initiatives will be delivered through the implementation of the Community Benefits Strategy and which will now be secured through DCO requirements or a separate Section 106 agreement.
7.14	Outline Community Benefits Strategy (tracked)	Rev 2	As above.
7.15	Outline Operational Traffic Management Plan (clean)	Rev 4	This document has been updated at the request of CCC and in the light of discussions during ISH6, to involve representatives of PRoW user groups in community liaison and to clarify the arrangements for accommodating delivery vehicles, in exceptional circumstances should vehicles arrive at the site out of normal operating hours.
7.15	Outline Operational Traffic Management Plan (tracked)	Rev 4	As above.
Volume 9 – Deadline 1 (10 March 2023) Submission			
9.4	Statement of Common Ground between Medworth CHP Limited and the Host Authorities (Draft)	Rev 3.1	This document has been updated to reflect the latest discussions and agreements reached with the Local Host Authorities.
9.6	Statement of Common Ground between Medworth CHP Limited and Wisbech Town Council (signed)	Rev 3	This document has been updated to reflect the latest discussions and final position reached with Wisbech Town Council.
9.10	Statement of Common Ground between Medworth CHP Limited and Anglian Water (signed)	Rev 3	This document has been updated to reflect the latest discussions and final agreements reached with Anglian Water.



Reference	Document	Revision	Reason
9.16	Statement of Commonality of Statements of Common Ground	Rev 6	As requested by the ExA in their Rule 8 letter. This document records updates and progress made towards agreeing SoCG. It also includes a list of matters which could not be agreed by Deadline 6.
9.20	Schedule of Changes	Rev 6	This document summarises the changes made to documents submitted with the original DCO application and subsequent examination deadlines, including the draft DCO. It explains what changes have been made and the reasons for those changes.
Volume 10 – Deadline 2 (24 March 2023) Submission			
10.5	Status of Negotiations with Statutory Undertakers.	Rev 3	As requested by the ExA within their Rule 8 letter. This document has been updated to reflect the current status (as at Deadline 6) of negotiations with Statutory Undertakers
Volume 15 – Deadline 6 (12 July 2023) Submission			
15.1	Deadline 6 Covering Letter	Rev 1	The covering letter outlines the content of the Applicant's Deadline 6 submission.
15.1	Deadline 6 Covering (redacted)	Rev 1	As above.
15.2	Written Summary of the Applicant's Oral Submissions at IS6	Rev 1	As requested by the ExA within their Rule 8 letter. This document sets out the Applicant's written summary of oral submissions at ISH6 on Environmental Matters (Landscape and Visual, Biodiversity and Traffic and Transport). It also sets out the Applicant's response to the relevant action points.
15.3	Written Summary of the Applicant's Oral Submissions at ISH7	Rev 1	As requested by the ExA within their Rule 8 letter. This document sets out the Applicant's written summary of oral submissions at ISH7 on Environmental Matters (Waste Issues and Cumulative Effects). It also sets out the Applicant's response to the relevant action points.
15.4	Written Summary of the Applicant's Oral Submissions at CAH3	Rev 1	As requested by the ExA within their Rule 8 letter. This document sets out the Applicant's written summary of oral submissions at CAH3.
15.5	Applicant's Comments on the responses to the ExA's Written Questions (ExQ2)	Rev 1	As requested by the ExA within their Rule 8 letter. This document sets out the Applicant's comments on responses to the ExA's Written Questions ExQ2 submitted by Statutory and Other Interested Parties at Deadline 5.



Reference	Document	Revision	Reason
15.6a	Applicant's Comments on Deadline 5 submissions Part 1 Statutory Parties	Rev 1	As requested by the ExA within their Rule 8 letter. This document sets out the Applicant's responses to the Deadline 5 submissions made by statutory parties.
15.6b	Applicant's Comments on Deadline 5 submissions Part 2 Other Interested Parties	Rev 1	As requested by the ExA within their Rule 8 letter. This document sets out the Applicant's responses to the Deadline 5 submissions made by Other Interested Parties.
15.7	Applicant's Response to ISH4 Action Point 7	Rev 1	This document provides details of the sensitivity analysis carried out by the Applicant for alternative scenarios to those in ES Chapter 14 Climate Appendices [APP-088] as required by ISH4 Action Point 7.
15.8	Section 106: Heads of Terms	Rev 2	This document sets out the head of terms for a Section 106 Agreement between the Applicant and Cambridgeshire County Council, to secure funding for agreed public rights of way improvements and NMU access.
15.9	Requirement 29 Waste Area Plan	Rev 1	This Plan delineates the extent of the waste areas referred to in Requirement 29 (Origin of Waste) of the Draft DCO [REP5-006].
15.10	Summary of Oral Submissions made by Interested Parties at Open Floor Hearing 3 and the Applicant's Response	Rev 1	This document provides a summary of the oral submissions made by the Applicant at OFH3, together with a summary of the submissions made by Interested Parties and the Applicant's response.