



Please reply to  
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04 August 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 7 (Friday 04 August 2023)**

This letter sets out Medworth CHP Limited's ('the Applicant') response to the Examining Authority's (ExA) request for submissions at Deadline 7, 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 7, 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.

**Plans**

The Applicant has updated the DCO Plans, (Volumes 2.1 to 2.6) to reflect the revisions to the Order limits resulting from the acceptance of the Change Application into the examination. These plans, therefore, consolidate the Order limits changes together with any subsequent updates.

## **Final Draft Development Consent Order (DCO)**

As requested in the Rule 8 Letter, a Final Draft Development Consent Order has been submitted at Deadline 7, with an accompanying SI template validation report. The Draft DCO has been updated to incorporate amendments associated with the Applicant's Change Application, as well as updated Protective Provisions to reflect the outcome of agreements with relevant statutory parties and to address typographical and formatting errors where identified.

## **Compulsory Acquisition**

The Applicant's Deadline 7 submissions include a Final Book of Reference (clean and tracked versions), together with a Final Schedule of Changes to the Book of Reference and a Final Compulsory Acquisitions Schedule, as required by the Rule 8 letter.

## **Environmental Statement**

The Applicant has updated two management plans, the Outline Construction Traffic Management Plan (Rev 7.0) (Volume 6.4) and the Outline Drainage Strategy (Rev 4.0) (Volume 6.4). Clean and tracked versions of these documents include minor updates at the request of CCC and the HWIDB, respectively. To include an assessment of the additional signalisation modelling undertaken at the request of CCC, the Transport Assessment Addendum (Rev 2.0) (Volume 13.3) is updated for Deadline 7.

## **Statements of Common Ground**

Final signed statements of common ground (SoCGs), between the Applicant and Norfolk County Council and the Borough Council of Kings Lynn West Norfolk, National Highways, the King's Lynn Internal Drainage Board and the Hundred of Wisbech Internal Drainage Board are submitted at Deadline 7. A Final Statement of Commonality (Rev 7.0) (Volume 9.16) is submitted, which includes a list of any points of disagreement remaining at Deadline 7.

An unsigned SoCG with Cambridgeshire County Council and Fenland District Council is also included. The Councils and Applicant are confident they will provide a signed version to the ExA before the close of examination.

The Applicant remains in constructive discussion with Network Rail. A meeting took place on 4 August 2023 between the Applicant and Network Rail officers and their legal representatives. Both parties aim to submit a final, signed SoCG for Deadline 8.

## **National Policy Tracker**

As requested by the ExA within their Rule 8 letter, the final National Policy Tracker has been updated with cross-references to the latest Examination Library documents. No national or local policy has been issued since the submission of the previous tracker.

## **Applicant's Responses to the ExA's Written Questions (ExQ3)**

The Applicant's responses to the ExA's Written Questions (ExQ3) are provided in Volume 16.2.

## **Applicant's Comments on Deadline 6 Submissions**

Two documents provide the Applicant's comments on Deadline 6 submissions:

- Applicant's Comments on Deadline 6 submissions Part 1 Statutory Parties (Volume 16.4a); and

- Applicant's Comments on Deadline 6 submissions Part 2 Other Interested Parties (Volume 16.4b).

### **Section 106 and 278 Agreement**

A document setting out the agreed Heads of Terms for a Section 106 Agreement between the Applicant and Cambridgeshire County Council, was submitted at Deadline 6 [REP6-031]. The Applicant has continued to negotiate with the County Council on the detail of this and the 278 Agreement.

### **Section 111 Agreement (community fund)**

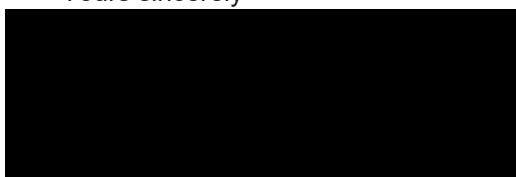
A document setting out the agreed Heads of Terms for a Section 111 Agreement between the Applicant and Cambridgeshire County Council, is updated at Deadline 7, see Appendix B of the Outline Community Benefits Strategy (Rev 3.0) (Volume 7.14). The Applicant has issued Cambridgeshire County Council the draft Agreement for review.

### **Environmental Permit Update**

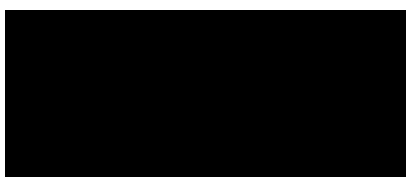
The Environment Agency's public consultation on the Environmental Permit application concluded on 2 August 2023. The Applicant continues to regularly meet with the Environment Agency to review progress and address queries.

If you have any questions concerning the Applicant's Deadline 7 submission, please do not hesitate to contact our planning agent David Kenyon, WSP Ltd ([REDACTED]@wsp.com / [REDACTED])

Yours sincerely



Paul Carey  
Managing Director



Tim Marks  
Head of Planning

Enc: Table 1.1: Applicant's Deadline 7 documents



**Table 1.1: Applicant's Deadline 7 documents**

| Reference  | Document   | Revision | Reason  |
|--|--|----------|---|
| <b>Volume 1 Application Forms</b>                  |  |          |   |
| 1.5  | Guide to the application (clean)                             | Rev 10   | This document provides confirmation of the latest versions of documents relevant to the Examination.  |
| 1.5  | Guide to the application (tracked)                           | Rev 10   | As above.   |
| <b>Volume 2 Plans</b>                              |  |          |   |
| 2.1  | Site Location Plan   | Rev 2    | This Plan has been updated to show the Order Limits as amended by the Applicant's Change Application, following the Examining Authority's (ExA) procedural decision of 28 July 2023 [PD-018] to accept the changes for Examination.   |
| 2.2  | Land Plan  | Rev 5    | As above, and in particular to show the additional plot 12/4b required in association with the Change Application.  |
| 2.3  | Works Plan   | Rev 4    | As above and to include the associated amendment to Work 4A.  |
| 2.4  | Access and Public Rights of Way Plan                         | Rev 6    | As above and to include the extent of highway land.   |
| 2.5  | Features of Nature Conservation                              | Rev 2    | As above.   |
| 2.6  | Statutory and Non-Statutory Features of Historic Environment | Rev 3    | As above.   |
| <b>Volume 3 Draft Development Consent Order</b>    |  |          |   |
| 3.1  | Draft Development Consent Order (clean)                      | Rev 6    | As requested by the ExA within their Rule 8 letter. The Draft DCO has been updated to incorporate amendments associated with the Applicant's Change Application (referred to above), as well as updated Protective Provisions to reflect the outcome of agreements with relevant statutory parties and to address typographical and formatting errors where identified. |
| 3.1  | Draft Development Consent Order (tracked)                    | Rev 6    | As above.   |
| 3.1  | DCO SI Template Validation Report                            |          | As requested by the ExA within their Rule 8 letter.   |
| 3.2  | Explanatory Memorandum                                       | Rev 2    | This document has been updated to reflect changes made to the Draft DCO since the DCO application was submitted in July 2022.   |
| <b>Volume 4 Compulsory Acquisition Information</b> |  |          |   |



| Reference   | Document   | Revision | Reason   |
|---|--|----------|--|
| 4.1   | Book of Reference (clean)  | Rev 6    | As requested by the ExA within their Rule 8 letter. The Book of Reference has been updated to incorporate amendments associated with the Applicant's Change Application (including the additional plot 12/4b as referred to above) and to reflect changes in property interests and other information obtained through continued diligent inquiry.   |
| 4.1   | Book of Reference (tracked)  | Rev 6    | As above.  |
| 4.3   | Statement of Reasons (clean)   | Rev 3    | Updated to incorporate amendments associated with the Applicant's Change Application (as referred to above), in particular the reasons for including plot 12/4b within the Book of Reference and Land Plans.   |
| 4.3   | Statement of Reasons (tracked)   | Rev 3    | As above.  |
| <b>Volume 6 Environmental Statement</b>                 |  |          |  |
| 6.4   | ES Chapter 6 Traffic and Transport Appendix 6A Outline CTMP (clean)        | Rev 7    | Figures 10.1i to 10.1xii updated to show the Order Limits amended by the Applicant's Change Application (as referred to above). Additional cross-sections included and text updated at the request of Cambridgeshire County Council, to provide for the Council's involvement in agreeing signage at the former level crossing, should Network Rail agree to permissive access arrangements. |
| 6.4   | ES Chapter 6 Traffic and Transport Appendix 6A Outline CTMP (tracked)      | Rev 7    | As above.  |
| 6.4   | ES Chapter 12 Hydrology Appendix 12F Outline Drainage Strategy (clean)     | Rev 4    | Updated to address issues raised by the Hundred of Wisbech Internal Drainage Board as part of agreeing a statement of common ground. Formatting errors corrected.  |
| 6.4   | ES Chapter 12 Hydrology Appendix 12F Outline Drainage Strategy (tracked)   | Rev 4    | As above.  |
| <b>Volume 7 Other Documents</b>                         |  |          |  |
| 7.14  | Outline Community Benefits Strategy (clean)                                | Rev 3    | Updated to include clarifications and amendments arising from discussions/negotiations with Cambridgeshire County Council.   |
| 7.14  | Outline Community Benefits Strategy (tracked)                              | Rev 3    | As above.  |
| <b>Volume 9 – Deadline 1 (10 March 2023) Submission</b> |  |          |  |
| 9.4a  | Statement of Common Ground between Medworth CHP Limited and Norfolk County | Rev 4    | This document has been updated to reflect the final agreed position reached with the Norfolk County Council and the Borough Council of King's Lynn and West Norfolk.   |

August 2023

16.1 Deadline 7 Covering Letter - Appendix



| Reference  | Document  | Revision | Reason   |
|--|---|----------|--|
|  | Council and Borough Council of King's Lynn and West Norfolk (signed)  |          |  |
| <b>9.4b</b>  | Statement of Common Ground between Medwath CHP Limited and Cambridgeshire County Council and Fenland District Council (Draft) | Rev 4    | This draft document has been updated to show the progress made in resolving remaining outstanding matters with Cambridgeshire County Council and Fenland District Council.   |
| <b>9.13</b>  | Statement of Common Ground between Medwath CHP Limited and the Hundred of Wisbech Internal Drainage Board (signed)            | Rev 2.2  | This document has been updated to reflect the final agreed position reached with the Hundred of Wisbech Internal Drainage Board.   |
| <b>9.14</b>  | Statement of Common Ground between Medwath CHP Limited and the King's Lynn Internal Drainage Board (signed)                   | Rev 3    | This document has been updated to reflect the final agreed position reached with the King's Lynn Internal Drainage Board.  |
| <b>9.15</b>  | Statement of Common Ground between Medwath CHP Limited and National Highways (signed)   | Rev 2    | This document has been updated to reflect the final agreed position reached with National Highways.  |
| <b>9.16</b>  | Statement of Commonality of Statements of Common Ground   | Rev 7    | This document updates the progress made towards agreeing SoCG with the relevant parties. It also includes a list of matters which could not be agreed by Deadline 7.   |
| <b>9.17</b>  | Compulsory Acquisitions Schedule  | Rev 4    | As requested by the ExA in its Rule 8 letter. This document details the progress of compulsory acquisition negotiations for all plots proposed to be subject to compulsory acquisition.  |
| <b>9.18</b>  | National Policy Statement Tracker (clean)   | Rev 3    | As requested by the ExA in its Rule 8 letter. References to relevant application and examination documents have been updated to reflect the latest Examination Library.  |
| <b>9.19</b>  | Schedule of Changes to Book of Reference  | Rev 4    | As requested by the ExA in its Rule 8 letter. This document details the updates made to the Book of Reference in the light of continued diligent inquiry and the ExA's acceptance of the Change Application referred to above.                         |
| <b>9.20</b>  | Schedule of Changes   | Rev 7    | This document summarises the changes made to documents submitted with the original DCO application at each successive examination deadline, including the draft DCO. It explains what changes have been made and the reasons for making those changes. |
| <b>Volume 10 – Deadline 2 (24 March 2023) Submission</b> |   |          |  |
| <b>10.5</b>  | Status of Negotiations with Statutory Undertakers   | Rev 4    | This document has been updated to reflect the progress made in negotiations with statutory undertakers at Deadline 7.  |



| Reference  | Document  | Revision | Reason  |
|--|---|----------|---|
| Volume 13 – Change Application Submission (05 June 2023) |   |          |   |
| <b>13.3</b>  | ES Chapter 6 Traffic and Transport Appendix 6B Transport Assessment Addendum – Change Application (clean)   | Rev 2    | This document has been updated to explain that the Applicant's Change Application request has been accepted by the ExA. It also includes updated traffic modelling assessments to reflect the signal staging for the New Bridge Lane/Cromwell Road junction requested by Cambridgeshire County Council. |
| <b>13.3</b>  | ES Chapter 6 Traffic and Transport Appendix 6B Transport Assessment Addendum – Change Application (tracked) | Rev 2    | As above.   |
| Volume 16 – Deadline 7 (04 August 2023) Submission       |   |          |   |
| <b>16.1</b>  | Deadline 7 Covering Letter  | Rev 1    | The covering letter outlines the content of the Applicant's Deadline 7 submission.  |
| <b>16.1</b>  | Deadline 7 Covering (redacted)  | Rev 1    | As above.   |
| <b>16.2</b>  | Applicant's Response to the ExA's Written Questions (ExQ3)  | Rev 1    | As requested by the ExA within its Rule 8 letter. This document sets out the Applicant's response to the ExA's Written Questions (ExQ2) [PD-017].   |
| <b>16.3</b>  | Not used  |          |   |
| <b>16.4a</b>   | Applicant's Comments on Deadline 6 submissions Part 1 Statutory Parties                                     | Rev 1    | As requested by the ExA within its Rule 8 letter. This document sets out the Applicant's responses to the Deadline 6 submissions made by statutory parties.   |
| <b>16.4b</b>   | Applicant's Comments on Deadline 6 submissions Part 2 Other Interested Parties                              | Rev 1    | As requested by the ExA within its Rule 8 letter. This document sets out the Applicant's responses to the Deadline 6 submissions made by Other Interested Parties and other representations made by Non-Interested Parties accepted at the discretion of the ExA.                                       |