

KEADBY 3 CARBON CAPTURE POWER STATION

A collaboration between **SSE Thermal** and **Equinor**

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The Keadby 3 (Carbon Capture Equipped Gas Fired Generating Station) Order

Land at and in the vicinity of the Keadby Power Station site, Trentside, Keadby, North Lincolnshire

**Applicant's Response to Rule 17
Questions of 17 January 2022**

The Planning Act 2008

The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017

Applicant: Keadby Generation Limited

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GLOSSARY

Abbreviation	Description
ASI	Accompanied Site Inspection
DCO	Development Consent Order
ES	Environmental Statement
ExA	Examining Authority
HER	Historic Environment Record
NLC	North Lincolnshire Council
NPPF	National Planning Policy Framework
NPS	National Policy Statement
OWSI	Outline Written Scheme of Investigation
WSI	Written Scheme of Investigation

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1.0 RULE 17 QUESTIONS OF 17 JANUARY 2022

1.1 The Applicant's Response to the Rule 17 Letter [PD-010] dated 17 January 2022 – Question 1.

- 1.1.1 *The ExA has asked the Applicant to explain why it considers the Geoarchaeological Hand Auger Survey [APP-094] and Geophysical Survey [APP-095] provides “the level of detail... proportionate to the importance of the heritage assets and [that they are] no more than is sufficient to understand the potential impact of the proposal on the significance of the heritage asset.” (National Policy Statement (NPS) EN-1 (Paragraph 5.8.8)).*
- 1.1.2 *The Applicant has been asked to consider, when responding to the above question, the advice previously given by NLC's Historic Environment Record (HER) in response to the Environmental Impact Assessment Scoping Report of June 2020, where it was recommended to undertake “...a staged programme of archaeological field evaluation [including] ...excavation of sample trial trenches to determine the nature, extent, state of preservation and importance of any archaeological remains, such as those associated with the warping channels mapped in this area, the peat deposits and the pre-peat landscape.”*
- 1.1.3 The Applicant has previously responded to the Examining Authority's question in its response at Deadline 2 (**REP2-012**). Notwithstanding the Applicant's previously stated position to this question at Deadline 2, the Applicant agreed to undertake a proportionate level of further evaluation under an agreed WSI during examination
- 1.1.4 The details of works completed and the status of matters within remaining examination timescales are presented in response to Question 3 below.

1.2 The Applicant's Response to the Rule 17 Letter [PD-010] dated 17 January 2022 – Question 3.

1.2.1 *The ExA has asked the Applicant to provide a timetable that demonstrates the commissioning and undertaking of the second stages of the evaluation, as recommended in the HER's pre-application advice and also accords with the comments of NLC as set out in its LIR [REP1-022] (especially those set out in Paragraph 8.2.14), can be undertaken in the remaining period of the Examination. The timetable should include, but not be limited to:*

- *allowing for specification of this work to be agreed with NLC's HER prior to commencement of fieldwork;*
- *the undertaking and completion of the works;*
- *consideration of the archaeological field evaluation findings once completed;*
- *the submission of an interim report and findings to the Local Planning Authority for its consideration;*
- *the preparation of a detailed mitigation strategy to be agreed with the Local Planning Authority; and*
- *the submission of the agreed final report, its findings and proposed mitigation into the Examination, allowing sufficient time for it to be published and for IPs to make representations on its contents/ findings, Etc.*

1.2.2 In its response at Deadline 2 (**REP2-012**) the Applicant provided a draft timetable in Table 1 below that was discussed and agreed with North Lincolnshire Council HEO at a meeting on 31 January 2022. The Applicant has provided an update regarding the status of the archaeological evaluation in column 4 of the updated Table 1.

Table 1: Update on Status of Draft Timetable for Archaeological Evaluation During Examination

Activity	Indicative Timescale	Examination Deadline	Status at Deadline 6a
Seek to agree approach with landowners, provide indicative scope of evaluation and issue to NLC for comment	1 week	Following Rule 17 letter	The Applicant negotiated appropriate land access for the evaluation works
Meeting with NLC to discuss evaluation approach and potential programme. Initial input from geoarchaeological contractor regarding recommendations for scope of evaluation	1 week	On or around Deadline 2 (1 February 2022)	Meeting held 31 January 2022 to agree scope with NLC HEO providing clarification that the detailed design of the evaluation should be informed by advice of a specialist geo-archaeological contractor.
Applicant submits recommended scope to NLC HER and agrees scope of evaluation. Applicant drafts WSI for NLC approval and commences tenders for field evaluation	1 week	Before Deadline 3 15 February 2022	The Applicant submitted a proposed trench design and scope of works to NLC HEO who agreed with the scope of evaluation being trial trenching and test pitting. NLC HEO provided comments on initial trench design which were incorporated into the final design for the evaluation and submitted a final WSI to NLC HEO at Deadline 3
NLC HER approval of WSI required	2 weeks	On or around Deadline 4 1 March 2022	The submitted WSI was approved by NLC HEO.

Activity	Indicative Timescale	Examination Deadline	Status at Deadline 6a
Site works planning/ health and safety risk and method statements	2 weeks	1 March 2022 – 11 March 2022	No comment required.
Site works commence (dependent upon contractor availability)	<p>Circa 4 - 6 weeks to account for mobilising, opening trenches/ trial pits, excavating and recording the archaeology, consultation with NLC, closing the trenches/ test pits, demobilisation and interim reporting. The examination timescales do not permit this stage to extend beyond the indicative timescales provided.</p> <p>The Applicant notes that on the basis of this programme, the Accompanied Site Inspection (ASI) scheduled for week commencing 11 April 2022 would be likely to coincide with the</p>	<p>14 March 2022</p> <p>To</p> <p>26 April 2022 (Deadline 6)</p>	<p>Works on-site commenced 15 March 2022 and two site visits by NLC HEO were successfully executed on 23 March 2022 and 7 April 2022. Works on site were completed on 14 April 2022.</p>

Activity	Indicative Timescale	Examination Deadline	Status at Deadline 6a
	field evaluation, providing opportunities to update the ExA on any initial findings, recognising this would also pose constraints in terms of access/Health and Safety for the ASI in areas of archaeological evaluation.		
Submission of interim report and findings to the Local Planning Authority for its consideration	1 week	2 May 2022	<p>An interim report was received by the Applicant from the archaeological contractor within the reported timescales and discussed at a meeting with NLC HEO on 5 May 2022.</p> <p>A reviewed version of the interim report, incorporating both the Applicant and NLC HEO's comments was provided to the archaeological contractor and an updated interim report returned for submission at Deadline 6a as ES Addendum Appendix 15D: Interim Report</p>

Activity	Indicative Timescale	Examination Deadline	Status at Deadline 6a
			on Archaeological Investigation and Recording (Application Document Ref. 10.8 – Rev 03).
Update of OWSI / mitigation strategy and submission for agreement with the Local Planning Authority	1 week	9 May 2022	Document Ref. 7.4: Outline Written Scheme of Investigation (OWSI) has been updated to reflect discussions during the meeting with NLC HEO on 5 April 2022 regarding the mitigation strategy and has been subject to review and agreement with NLC HEO, following comments received on 9 April 2022. Appendix A provides copies of relevant correspondence.
Submission of the agreed report, its findings and proposed mitigation into the Examination	3 days	13 May 2022	The updated Document Ref. 7.4: OWSI – Rev 02 has been submitted into examination at Deadline 6a accompanied by a new Appendix 15D: Interim Report on Archaeological Investigation and Recording, which has been subject to

<i>Activity</i>	<i>Indicative Timescale</i>	<i>Examination Deadline</i>	<i>Status at Deadline 6a</i>
			NLC HEO review and agreement.

1.2.3 The indicative timetable above allows 2 weeks for the ExA to review and publish the submitted information and for Interested Parties to make representations on its findings before Deadline 7 (24 May 2022).

APPENDIX A - CORRESPONDENCE