



The Planning Inspectorate
Yr Arolygiaeth Gynllunio

Section 55

Acceptance of Applications Checklist

Appendix 3 of [Advice Note Six: Preparation and submission of application documents](#)

Date of issue: 23 June 2022

North Lincolnshire Green Energy Park - Section 55 Acceptance of Applications Checklist

Section 55 of the Planning Act 2008 can be viewed at legislation.gov.uk, here: <http://www.legislation.gov.uk/ukpga/2008/29/section/55>

DISCLAIMER: This Checklist is for information only and is not a formal application document. It is a non-statutory checklist for the Planning Inspectorate to complete. Completion or self-assessment by the Applicant does not hold weight at the Acceptance stage. Unless specified, **all references to the Planning Inspectorate are made in relation to functions being carried out on behalf of the Secretary of State for Housing, Communities and Local Government.**

Section 55(2) Acceptance of Applications				
1	Within 28 days (starting day after receipt) the Planning Inspectorate must decide whether or not to accept the application for Examination.	Date received	28 day due date	Date of decision
		31/05/2022	28/06/2022	24/06/2022
Section 55(3) – the Planning Inspectorate may only accept an application if it concludes that:			Planning Inspectorate comments	
Section 55(3)(a) and s55(3)(c): It is an application for an order granting development consent				
2	Is the development a Nationally Significant Infrastructure Project ¹ (NSIP) (or does it form part of an NSIP); and does the application state on the face of it that it is an application for a Development Consent Order ² (DCO) under the Planning Act 2008 (the PA2008), or equivalent words? Does the application specify the development to which it relates (i.e. which category or categories in ss14 to 30 does the Proposed Development fall)?	<p>Yes</p> <p>The Proposed Development set out in Schedule 1 of the Draft DCO (Doc 2.1) is for the construction, operation, maintenance and decommissioning of a generating station with a gross electrical output of over 50 megawatts which would represent a nationally significant infrastructure project (NSIP) in accordance with sections 14(1a) and 15(2) of the Planning Act 2008 (PA2008).</p> <p>This is consistent with the summary provided in section 5 of the Application Form (Doc 1.5) which states that the application is for ‘a renewable led energy scheme with a gross electrical output capacity of over 50 megawatts’.</p>		

¹ NSIP is defined generally in s14 with the detailed thresholds for each of the specified categories being set out in ss15 to 30

² Development consent is required for development to the extent that the development is or forms part of an NSIP (s31 of the PA2008)

	If the development does not fall within the categories in ss14 to 30, has a direction been given by the Secretary of State under s35 of the PA2008 for the development to be treated as development for which development consent is required?	
3	Summary: Section 55(3)(a) and s55(3)(c)	The Planning Inspectorate is satisfied that the Draft DCO (Doc 2.1) includes development for which development consent is required.
Section 55(3)(e): The Applicant in relation to the application made has complied with Chapter 2 of Part 5 (pre-application procedure)		
4	In accordance with the EIA Regulations ³ , did the Applicant (prior to carrying out consultation in accordance with s42) either (a) request the Planning Inspectorate adopt a Screening Opinion in respect of the development to which the application relates, or (b) notify the Planning Inspectorate in writing that it proposed to provide an Environmental Statement in respect of that development?	Yes On 27 October 2020 the Applicant notified the Planning Inspectorate in accordance with Regulation 8(1)(b) of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 of its intention to provide an Environmental Statement (ES) in respect of the Proposed Development. The scoping report was received on 30 October 2020. A copy of the notification letter is provided at Appendix 7.2.5 of the Consultation Report (Doc ref 7.1) .
5	Have any Adequacy of Consultation Representations ⁴ been received from 'A', 'B', 'C' and 'D' local authorities; and if so, do they confirm that the Applicant has complied with the duties under s42, s47 and s48?	Yes There are 8 host and neighbouring authorities, of which 6 responded to the Planning Inspectorate's invitation to make an Adequacy of Consultation Representation (AoCR) dated 7 June 2022.

³ Regulation 8 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (2017 EIA Regulations), or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 6 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2009 (2009 EIA Regulations)

⁴ Section 55(4) of the PA2008 provides that the Planning Inspectorate must have regard to the Consultation Report, and any Adequacy of Consultation Representations received

		<p>All 6 responding authorities confirmed in their AoCR that either the Applicant had complied with its duties under s42, s47 and s48 of the PA2008 and/ or that their authority had no comments/ objections to make. These local authorities were:</p> <ul style="list-style-type: none"> • North Lincolnshire Council ('B' authority) • West Lindsey District Council ('A' authority) • East Riding Yorkshire Council ('D' authority) • Lincolnshire County Council ('D' authority) • Nottingham County Council ('D' authority) • Bassetlaw District Council ('A' authority) <p>All AoCRs received have been carefully considered and are available to view on the National Infrastructure Planning website:</p> <p>https://infrastructure.planninginspectorate.gov.uk/projects/yorkshire-and-thehumber/north-lincolnshire-green-energy-park/</p>
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Section 42: Duty to consult

Did the Applicant consult the applicable persons set out in s42 of the PA2008 about the proposed application?

6	Section 42(1)(a) persons prescribed ⁵ ?	<p>Yes</p> <p>The Applicant has provided a list of persons consulted under s42(1)(a) on 7 June 2021 at Appendix D-1 of the Consultation Report (Doc 7.1).</p> <p>A sample of the letter sent to s42(1)(a) consultees is provided at Appendix D-3</p>
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⁵ Statutory consultees set out in Schedule 1 of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (APFP Regulations)

		<p>of the Consultation Report (Doc 7.1).</p> <p>The Planning Inspectorate has identified the following parties based on a precautionary interpretation of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (the APFP Regulations) that were not consulted by the Applicant under s42:</p> <ul style="list-style-type: none"> - The Equality and Human Rights Commission (they have noted this exclusion and provided reasoning: “Lack of relevance to proposed scheme”) - The Gas and Electricity Markets Authority (they have noted this exclusion and provided reasoning: “lack of relevance to proposed scheme”) - The Water Services Regulation Authority (they have noted this exclusion and provided reasoning: “lack of relevance to proposed scheme”) - The relevant local resilience forum (they have noted this exclusion and provided reasoning: “Local Resilience Forums are not a prescribed consultee for projects in England.) – I note the APFP regs implies that projects in England should consult local resilience forums. <p>The Applicant’s Consultation Report (Doc 7.1) does not explain why the bodies identified above have not been consulted. However, it is noted that the licences held by these bodies cover Great Britain or various smaller areas and the operational areas of each are not clear from information in the public domain. None of the bodies listed above have been identified by the Applicant as having an interest in the Order lands and are not listed in the Book of Reference (Doc 3.1)</p>
7	Section 42(1)(aa) the Marine Management Organisation ⁶ ?	N/A

⁶ In any case where the Proposed Development would affect, or would be likely to affect, any of the areas specified in s42(2) of the PA2008

8	Section 42(1)(b) each local authority within s43 ⁷ ?	<p>Yes</p> <p>Table 5-1 of the Consultation Report (Doc 7.1) lists the relevant local authorities that were identified and consulted under s43 and s42(1)(b) on 7 June 2021.</p> <p>The host 'B' authority was consulted:</p> <ul style="list-style-type: none"> • North Lincolnshire Council <p>The boundary 'A' authorities were consulted:</p> <ul style="list-style-type: none"> • Bassetlaw District Council • West Lindsey District Council <p>The boundary 'D' authorities were consulted:</p> <ul style="list-style-type: none"> • Doncaster Council • East Riding of Yorkshire Council • Lincolnshire County Council • North East Lincolnshire Council • Nottinghamshire County Council <p>There are no host 'C' authorities.</p> <p>A sample of the letter sent to s42(1)(b) relevant authorities is provided at Appendix D-3 of the Consultation Report (Doc 7.1).</p>
9	Section 42(1)(c) the Greater London Authority (if in Greater London area)?	N/A

⁷ Definition of 'local authority' in s43(3) of the PA2008: The 'B' authority where the application land is in the authority's area; the 'A' authority where any part of the boundary of A's area is also a part of the boundary of B's area; the 'C' authority (upper tier) where the application land is in that authority's area; the 'D' authority (upper tier) where such an authority shares a boundary with a 'C' authority

10	Section 42(1)(d) each person in one or more of s44 categories ⁸ ?	<p>Yes</p> <p>Paragraph 5.3.17 of the Consultation Report (Doc 7.1) states that all persons identified under s42(1)(d) were consulted on 7 June 2021.</p> <p>Paragraphs 5.3.5 to 5.3.12 of the Consultation Report (Doc 7.1) summarise how the Applicant made diligent inquiry to seek to identify and consult persons with an interest in lands affected by the Draft DCO (Doc 2.1).</p> <p>The persons consulted under s42(1)(d) are listed at Appendix D-2 of the Consultation Report (Doc 7.1).</p> <p>A sample of the letter is provided at Appendix D-3 of the Consultation Report (Doc 7.1).</p>
Section 45: Timetable for s42 consultation		
11	Did the Applicant notify s42 consultees of the deadline for receipt of consultation responses; and if so was the deadline notified by the Applicant 28 days or more starting with the day after receipt of the consultation documents?	<p>Yes</p> <p>A sample of the letter sent to s42 consultees is provided at Appendix D-3 of the Consultation Report (Doc 7.1).</p> <p>The sample letter dated 7 June 2021 confirmed that consultation commenced on 14 June 2021 and closed on 25 July 2021, providing more than the required minimum time for receipt of responses.</p>
Section 46: Duty to notify the Planning Inspectorate of proposed application		
12	Did the Applicant supply information to notify the Planning Inspectorate of the proposed application; and if so, was the information	<p>Yes</p> <p>The Applicant gave notice under s46 on 14 June 2021, which was before the day of the beginning of s42 consultation.</p>

⁸ Category 1: owner, lessee, tenant or occupier of land; Category 2: person interested in the land or has power to sell and convey the land or to release the land; Category 3: persons who would or might be entitled to make a relevant claim.

	supplied to the Planning Inspectorate on or before the date it was sent to the s42 consultees? Was this done on or before commencing consultation under s42?	A copy of the s46 notification letter is provided at Appendix E-1 of the Consultation Report (Doc 7.1) and a copy of s46 notification acknowledgement letter from the Planning Inspectorate is provided at Appendix E-1 of the Consultation Report (Doc 7.1) .
Section 47: Duty to consult local community		
13	Did the Applicant prepare a Statement of Community Consultation (SoCC) on how it intended to consult people living in the vicinity of the land?	Yes A copy of the final SoCC is provided at Appendix C-4 of the Consultation Report (Doc 7.1) .
14	Were 'B' and (where relevant) 'C' authorities consulted about the content of the SoCC; and if so, was the deadline for receipt of responses 28 days beginning with the day after the day that 'B' and (where applicable) 'C' authorities received the consultation documents?	Yes The Applicant sent the draft SoCC to North Lincolnshire Council ('B Authority') on 2 March 2021 and set a deadline of 30 March 2021 for responses; providing the minimum time for responses to be received.
15	Has the Applicant had regard to any responses received when preparing the SoCC?	N/A Local Authorities provided no suggestions for changes.
16	Has the SoCC been made available for inspection in a way that is reasonably convenient for people living in the vicinity of the land; and has a notice been published in a newspaper circulating in the vicinity of the land which states where and when the SoCC can be inspected?	Yes The final SoCC was made available at the following locations, which is reasonably convenient having regard to the location of the Proposed Development: Final SoCC was not made available at physical locations. The Applicant notes this was due to government guidance in relation to Covid-19 restrictions – Paragraph 5.2.23 Consultation Report (Doc 7.1) . J-1 Consultation Report (Doc 7.1) .

		<p>A notice stating when and where the final SoCC could be inspected was published in:</p> <p>Scunthorpe Telegraph - 3 June 2021</p> <p>The published SoCC notice, provided at Appendix C-4 of the Consultation Report (Doc 7.1) states where and when the final SoCC was available to inspect online on the project website. This is explained in Paragraph 5.2.23 Consultation Report (Doc 7.1).</p> <p>Clippings of the published advertisement are provided at Appendix C-4 of the Consultation Report (Doc 7.1).</p>
17	Does the SoCC set out whether the development is EIA development ⁹ ; and does it set out how the Applicant intends to publicise and consult on the Preliminary Environmental Information?	<p>Yes</p> <p>Page 8 of the final SoCC at Appendix C-4 of the Consultation Report (Doc 7.1) sets out that the development is EIA development and sets out how the Applicant intended to publicise and consult on the Preliminary Environmental Information.</p>
18	Has the Applicant carried out the consultation in accordance with the SoCC?	<p>Yes</p> <p>Paragraphs 5.5.1 to 5.5.26 of the Consultation Report (Doc 7.1) set out how the community consultation was carried out in line with the final SoCC.</p> <p>Table 5-8 of the Consultation Report (Doc 7.1) sets out how the Applicant has complied with the commitments set out in the final SoCC.</p> <p>Appendix I-1 of the Consultation Report (Doc 7.1) provide evidence that the commitments within the final SoCC have been carried out.</p>
Section 48: Duty to publicise the proposed application		

⁹ Regulation 12 of the 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 10 of the 2009 EIA Regulations

19	Did the Applicant publicise the proposed application in the prescribed manner set out in Regulation 4(2) of the APFP Regulations?	<p>Yes</p> <p>Paragraph 5.6.1 of the Consultation Report (Doc 7.1) states: <i>“S48 of the 2008 Act imposes a duty on the Applicant to publish a notice of the proposed application in accordance with Regulation 4 of the APFP Regulations.”</i></p> <p>Table 5.9 of the Consultation Report (Doc 7.1) displays the newspapers and dates of s48 publicity as set out below.</p> <p>A copy of the s48 notice is provided at Appendix H-1 of the Consultation Report (Doc 7.1).</p> <p>Clippings of the published notices set out below are provided at Appendix H-1 of the Consultation Report (Doc 7.1):</p>	
Newspaper(s)			
Date			
a)	for at least two successive weeks in one or more local newspapers circulating in the vicinity in which the Proposed Development would be situated;	<ul style="list-style-type: none"> • Scunthorpe Telegraph 	10 June 2021 and 17 June 2021
b)	once in a national newspaper;	<ul style="list-style-type: none"> • The Daily Express 	17 June 2021
c)	once in the London Gazette and, if land in Scotland is affected, the Edinburgh Gazette; and	<ul style="list-style-type: none"> • London Gazette 	14 June 2021
d)	where the proposed application relates to offshore development – (i) once in Lloyds List; and (ii) once in an appropriate fishing trade journal?	N/A	

20	Did the s48 notice include the required information set out in Regulation 4(3) of APFP Regulations?	Yes The published s48 notice, supplied at Appendix H-1 of the Consultation Report (Doc 7.1) , contains the required information as set out below:			
Information		Paragraph	Information		Paragraph
a)	the name and address of the Applicant.	1	b)	a statement that the Applicant intends to make an application for development consent to the Secretary of State	1
c)	a statement as to whether the application is EIA development	5	d)	a summary of the main proposals, specifying the location or route of the Proposed Development	3
e)	a statement that the documents, plans and maps showing the nature and location of the Proposed Development are available for inspection free of charge at the places (including at least one address in the vicinity of the Proposed Development) and times set out in the notice	9	f)	the latest date on which those documents, plans and maps will be available for inspection	8
g)	whether a charge will be made for copies of any of the documents, plans or maps and the amount of any charge	11	h)	details of how to respond to the publicity	12
i)	a deadline for receipt of those responses by the Applicant, being not less than 28 days following the date when the notice is last published	13			
21	Are there any observations in respect of the s48 notice provided above?				
No					

22	Has a copy of the s48 notice been sent to the EIA consultation bodies and to any person notified to the Applicant in accordance with the EIA Regulations ¹⁰ ?	<p>Yes</p> <p>A copy of the s48 notice was sent to the EIA consultation bodies as part of the s42 consultation, as confirmed in paragraph 5.6.5 of the Consultation Report (Doc 7.1).</p> <p>A sample of the s42 consultation letter provided at Appendix D-3 of the Consultation Report (Doc 7.1) confirms a copy of the s48 notice was enclosed.</p>
s49: Duty to take account of responses to consultation and publicity		
23	Has the Applicant had regard to any relevant responses to the s42, s47 and s48 consultation?	<p>Yes</p> <p>Appendix I-1 of the Consultation Report (Doc 7.1) sets out how the Applicant had regard to the consultation responses received; including whether or not responses led to changes to the application.</p> <p>The actions informed by the consultation responses appear to be reflected in the final form of the application as submitted. Where a particular response has not led to a change in the application, it is sufficiently clear that regard was had to it.</p>
Guidance about pre-application procedure		
24	To what extent has the Applicant had regard to statutory guidance 'Planning Act 2008: Guidance on the pre-application process' ¹¹ ?	<p>Table 7-1 of the Consultation Report (Doc 7.1) states that the Applicant has taken into consideration all relevant statutory and other guidance.</p> <p>Having reviewed the application, the Planning Inspectorate is satisfied that the Applicant has identified and had regard to the relevant statutory guidance.</p>
25	Summary: Section 55(3)(e)	The Applicant has complied with Chapter 2 of Part 5 (pre-application procedure) of the PA2008.

¹⁰ Regulation 13 of the 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 11 of the 2009 EIA Regulations

¹¹ The Planning Inspectorate must have regard to the extent to which the Applicant has had regard to guidance issued under s50

s55(3)(f) and s55(5A): The application (including accompaniments) achieves a satisfactory standard having regard to the extent to which it complies with section 37(3) (form and contents of application) and with any standards set under section 37(5) and follows any applicable guidance under section 37(4)

26	<p>Is it made in the prescribed form as set out in Schedule 2 of the APFP Regulations, and does it include:</p> <ul style="list-style-type: none"> • a brief statement which explains why it falls within the remit of the Planning Inspectorate; and • a brief statement that clearly identifies the location of the application site, or the route if it is a linear scheme? 	<p>Yes</p> <p>Section 4 of the Application Form (Doc ref 1.5) explains why the development falls within the remit of the Planning Inspectorate.</p> <p>Section 5 of the Application Form (Doc ref 1.5) provides a brief non-technical description of the site and section 6 provides the location of the Proposed Development.</p> <p>A Location Plan (Doc ref 4.1) has been provided.</p>	
27	Is it accompanied by a Consultation Report?	<p>Yes</p> <p>The application is accompanied by a Consultation Report (Doc 7.1) and Consultation Report Appendices (Doc 7.2.1-7.2.20).</p>	
28	Where a plan comprises three or more separate sheets, has a key plan been provided showing the relationship between the different sheets? ¹²	<p>Yes</p>	
29	Is it accompanied by the documents and information set out in APFP Regulation 5(2)?	<p>The documents and information required by APFP Regulation 5(2) are set out in the documents and locations within the application as listed below:</p>	
<p>Information Document</p>		<p>Information Document</p>	

¹² Regulation 5(4) of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009

a)	Where applicable, the Environmental Statement required under the EIA Regulations ¹³ and any scoping or screening opinions or directions	Document 6.1 Non-technical summary; Documents 6.2.1-6.2.19 – Main chapters; and Documents 6.3.1-6.3.8 – Annexes	b)	The draft Development Consent Order (DCO)	Draft Development Consent Order (Doc 2.2)
	Is this of a satisfactory standard?	Yes		Is this of a satisfactory standard?	Yes
c)	An Explanatory Memorandum explaining the purpose and effect of provisions in the draft DCO	Explanatory Memorandum (Doc ref 2.2)	d)	Where applicable, a Book of Reference	Book of Reference (Doc ref 3.1)
	Is this of a satisfactory standard?	Yes		Is this of a satisfactory standard?	Yes
e)	A copy of any Flood Risk Assessment	Document 6.3.3 Environmental Statement, Annex 3 Flood Risk Assessment	f)	A statement whether the proposal engages one or more of the matters set out in section 79(1) of the Environmental Protection Act 1990 (statutory nuisances) and if so how the Applicant proposes to mitigate or limit them	Document 5.6 Statutory Nuisance Statement has been provided, which considers the matters set out in section 79(1) of the Environmental Protection Act 1990. It draws on assessments carried out as part of Document 6.0 Environmental Statement (ES), in particular Document 6.2.5 ES Chapter 5 Air Quality, Document 6.2.7 ES Chapter 7 Noise, and Document 6.2.11 ES Chapter 11

¹³ The 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, the 2009 EIA Regulations

				Landscape and Visual Impact for visible plumes and lighting. The Applicant concludes that with the mitigation as set out in the application there would be no adverse effects giving rise to statutory nuisance.
	Is this of a satisfactory standard?	Yes		Is this of a satisfactory standard?
h)	A Statement of Reasons and a Funding Statement (where the application involves any Compulsory Acquisition)	Statement of Reasons (Doc ref 3.2) Funding Statement (Doc ref 3.3)	i)	<p>A Land Plan identifying:-</p> <ul style="list-style-type: none"> (i) the land required for, or affected by, the Proposed Development; (ii) where applicable, any land over which it is proposed to exercise powers of Compulsory Acquisition or any rights to use land; (iii) any land in relation to which it is proposed to extinguish easements, servitudes and other private rights; and
				Land Plans (Doc 4.2) 6.84 – BoR says extinguishment of Rights – this does not entirely correspond to key.

			(iv) any special category land and replacement land	
	Is this of a satisfactory standard?	Yes	Is this of a satisfactory standard?	Yes
j)	A Works Plan showing, in relation to existing features:- (i) the proposed location or (for a linear scheme) the proposed route and alignment of the development and works; and (ii) the limits within which the development and works may be carried out and any limits of deviation provided for in the draft DCO	Works Plans A, B and C (Doc 4.4) Limits of Deviation noted in DCO 5 (b) (d) however Limits of Deviation not found in corresponding plans.	k) Where applicable, a plan identifying any new or altered means of access, stopping up of streets or roads or any diversions, extinguishments or creation of rights of way or public rights of navigation	Rights of Way and Access Plans (Doc 4.3) SW13-SW14 does not join up with rest of DHPWN. A1-A2 – Schedule 4 says that it is a distance of 120 metres, but Sheets 4 and 5 make it appear to be much farther than this.
	Is this of a satisfactory standard?	Yes	Is this of a satisfactory standard?	Yes
i)	Where applicable, a plan with accompanying information identifying:- (i) any statutory/ non-statutory sites or	(i) and (ii) Document 4.6 Plans of statutory or non-statutory sites	m) Where applicable, a plan with accompanying information identifying any statutory/ non-statutory sites or	Document 4.7 Plans showing statutory or non-statutory historic or scheduled monument sites or features of the historic environment, including:

<p>features of nature conservation eg sites of geological/ landscape importance;</p> <p>(ii) habitats of protected species, important habitats or other diversity features; and</p> <p>(iii) water bodies in a river basin management plan, together with an assessment of any effects on such sites, features, habitats or bodies likely to be caused by the Proposed Development</p>	<p>or features of nature conservation, including:</p> <p>European Sites and Sites of Special Scientific Interest (SSSIs) within 15km of the Emissions Source Locally Important Ecology Designations within 2km of the Order Limits Locally Important Ecology Designations within 2km of the Emissions Source</p> <p>Document 4.8 Hedgerow Plans</p> <p>Assessment provided in:</p> <p>Document 6.2.10 ES Chapter 10 (Ecology and Nature Conservation).</p> <p>(iii)</p> <p>Document 6.2.8 ES Chapter 8 (Ground Conditions, Contamination and Hydrogeology), Figure 4 Water Abstraction Within 1km of the Order Limits and Document 6.2.9 ES Chapter 9, Figure 2 Water Framework Directive (WFD) Catchments</p> <p>Assessment provided in:</p> <p>Document 6.2.8 ES Chapter 8 (Ground Conditions, Contamination and Hydrogeology).</p>	<p>features of the historic environment, (eg scheduled monuments, World Heritage sites, listed buildings, archaeological sites and registered battlefields) together with an assessment of any effects on such sites, features or structures likely to be caused by the Proposed Development</p>	<p>Designated and non-designated heritage assets within 1km of the order limits</p> <p>Development proposals showing designated heritage assets</p> <p>Location map showing project boundary, designated and known heritage assets in the vicinity (for details see Gazetteer, Appendix 1)</p> <p>Development proposals showing designated heritage assets within 7.5km of the Order Limits</p> <p>Assessment provided in Document 6.2.12 ES Chapter 12 (Archaeology and Cultural Heritage), which also includes plans at Appendix A. Figures and baseline information about statutory and non-statutory sites or features of the historic environment in Appendix B Archaeological Desk Based Assessment (including at Annex A Gazetteer of Heritage Assets).</p>
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		Document 6.2.9 ES Chapter 9 (Water Resources and Flood Risk) considers potential for water quality effects on the River Trent during construction and operation but does not provide a WFD compliance assessment. Table 2 Pre-application Consultation Responses states that the Environment Agency (EA) agreed that a WFD assessment was not required.		
	Is this of a satisfactory standard?	Yes		Is this of a satisfactory standard? Yes (with minor discrepancies in Box 30)
n)	Where applicable, a plan with any accompanying information identifying any Crown land	N/A	o)	Any other plans, drawings and sections necessary to describe the development consent proposal showing details of design, external appearance, and the preferred layout of buildings/ structures, drainage, surface water management, means of vehicular and pedestrian Location Plan and Order Limit Plans (Doc 4.1) Hedgerows Plans (Doc 4.8) Indicative Landscape and Biodiversity Plans (Doc 4.10) Indicative Site Layout doe the ERF and Associated Development (Doc 4.11) Indicative Elevations and Sectional Drawings for the ERF and Built Associated Development 9with Vertical Parameters (Doc 4.12)

			access, any car parking and landscaping	<p>Indicative Floor Plans and Roof Plans for the ERF and Built Associated Development (Doc 4.13)</p> <p>Indicative Highways Drawings (Doc 4.14)</p> <p>Indicative Railways Drawings (Doc 4.15)</p> <p>Indicative Surface Water Drainage Plan (Doc 4.16)</p>
	Is this of a satisfactory standard?	Yes	Are they of a satisfactory standard?	Yes
p)	Any of the documents prescribed by Regulation 6 of the APFP Regulations:	<p>Grid Connection Statement (Doc ref 5.5)</p> <p>Rail Operations Report (Doc ref 5.11)</p> <p>R1 Assessment (Doc Ref 5.10)</p> <p>Indicative Highway Drawings (Doc Ref 4.14)</p> <p>Indicative Railway Drawings (Doc Ref 4.15)</p>	q)	<p>Any other documents considered necessary to support the application</p> <p>Planning Statement (Doc Ref 5.1)</p> <p>Design and Access Statement (Doc Ref 5.3)</p> <p>Combined Heat and Power Assessment (Doc Ref 5.4)</p> <p>Fuel Availability and Waste Hierarchy Report (Doc Ref 5.2)</p> <p>Consents and Licenses Doc (Doc Ref 5.8)</p> <p>Design Principles and Codes (Doc Ref 5.9)</p>

	Are they of a satisfactory standard?	Yes		Are they of a satisfactory standard?	Yes
30	Are there any observations in respect of the documents provided at Box 29 (a) to (q) above?				
<p><u>Plans showing statutory or non-statutory historic or scheduled monument sites or features of the historic environment (Document 4.7)</u></p>					
<p>The plans do not show the Grade II listed building (Angel of War Memorial) which ES Chapter 12 (Document 6.2.12) states is located within the study area. The plans also incorrectly labels some designated heritage assets as non-designated heritage assets.</p>					
<p><u>ES Chapter 12 (Document 6.2.12)</u></p>					
<p>Figure 1a of Appendix A to ES Chapter 12 replicates information shown in Document 4.7 and therefore has the same inconsistencies as highlighted above.</p>					
<p><u>ES Chapter 11 Landscape and Visual Impact (Document 6.2.11)</u></p>					
<p>ES Chapter 11 Landscape and Visual Impact includes longer distance viewpoints, as described in Table 17. Other than Viewpoint 11, which was selected as representative of users of the local public right of way network and is located at the Scheduled Ancient Monument of Flixborough Saxon Nunnery, it is not stated whether any of the viewpoints were selected to inform the assessment of heritage setting impacts.</p>					
<p><u>Project Glossary of Terms (Document 1.7) – is not comprehensive</u></p>					
<p>The CoCP (Document 6.3.7) Refers to the following which do not appear in the Project Glossary and clarification of these in the Project Glossary would be helpful</p> <ul style="list-style-type: none"> CRP – Community Relations Plan CLP – Construction Logistics Plan DPCD – electronic page 46 PPDW – Permitted Preliminary Development Works ILBP – Indicative Landscape and Biodiversity Plan LBBMP – Landscape and Biodiversity Management and Monitoring Plan PP - electronic page 53 PSMP – Protected Species Management Plan SRP – Spill Response Plan 					

Index

CoCP refers to document 5.14 electronic page 59, and electronic page 66 however a 5.14 document is not referenced in the index nor has it been received

DCO Schedule 1, 3 and Schedule 6 Part 2

Refers to the Borough of North East Lincolnshire, please clarify if this is correct.

DCO – Work 1D

Consider whether there is a need to include the alternative of Air Blast Chillers (ABC) in Work 1D, which then may also need to be reflected in the Works Plans

DCO – Part 2 (Doc 2.2)

Numbering of this section starts at bb – please clarify if this is correct.

DCO Schedule 2A

Please clarify the numbering of this schedule, it seems slightly odd electronic page 76

Document 6.2.3 footnote 9 electronic page 33

It would be helpful if clarification could be provided what is meant by 'mt' for example, whether this refers to metric tonne or megaton

The appendices to the CoCP (Document 6.3.7)

It would be helpful if clarification could be provided on whether these are outline or not. For example, Appendix title cover page is Dust Management Plan (**Document 6.3.7 Annex B**) which is then referred to within the document itself as Outline Dust Management Plan and this pattern is repeated for each of the Appendices – clarity will be needed, and this will need to follow through to the dDCO and what is set out in the requirements.

Asbestos Management Plan – Appendix E of CoCP (Document Ref 6.3.7)

It would be helpful if you could clarify if there should be an Appendix A to this document?

Dust Management Plan – Appendix B of CoCP (Doc Ref 6.3.7)

It would be helpful if clarification could be provided on what 'have a sunset of plans for each phase' means

a)	Is the application accompanied by a report identifying any European site(s) to which Regulation 48 of The Conservation (Natural Habitats, &c.) Regulations 1994 applies; or any Ramsar site(s), which may be affected by the Proposed Development, together with sufficient information that will enable the Secretary of State to make an appropriate assessment of the implications for the site if required by Regulation 48(1)? ¹⁴	<p>Yes</p> <p>A Report to Inform Habitat Regulations Assessment (HRA) has been provided (Document 5.9).</p> <p>Note: The Examining Authority will be able to ask questions during the Examination. This may result in additional information being required to inform the HRA Report and the competent authority. Depending upon the type and availability of information required it may not be possible to obtain this during the statutory timetable of the Examination.</p>
b)	If requested by the Planning Inspectorate, two paper copies of the application form and other supporting documents and plans ¹⁵	<p>No hard copies requested.</p>
c)	Has the Applicant had regard to statutory guidance 'Planning Act 2008: Application form guidance', and has this regard led to the application being prepared to a standard that the Planning Inspectorate considers satisfactory?	<p>Yes</p> <p>Table 6-11 of the Consultation Report (Doc 7.1) explains how the Applicant has had regard to statutory guidance on the form of the application.</p> <p>The Planning Inspectorate is satisfied that the Applicant has demonstrated regard to the guidance principles.</p>
d)	Summary - s55(3)(f) and s55(5A)	<p>The Planning Inspectorate concludes that the application (including accompaniments) has been prepared to a standard that it considers satisfactory.</p> <p>In respect of the discrepancies identified in Box 30 (glossary of terms) of this checklist, to help facilitate an efficient and effective examination of the application s51 advice has been provided to the Applicant in conjunction with the decision to accept the application. That advice is published on the National Infrastructure Planning website, here:</p>

¹⁴ Regulation 5(2)(g) of the APFP Regulations

¹⁵ Regulation 5(2)(r) of the APFP Regulations

<https://infrastructure.planninginspectorate.gov.uk/projects/yorkshire-and-the-humber/north-lincolnshire-green-energy-park/>

The Infrastructure Planning (Fees) Regulations 2010 (as amended)

Fees to accompany an application

31	Was the fee paid at the same time that the application was made?	The fee was received on 26 May 2022; before the application was made.
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Role	Electronic signature	Date
Case Manager	Sarah Norris	22/06/2022
Acceptance Inspector	Edwin Maund	24/06/2022

