

From: [Andrew Law](#)
To: [North Lincolnshire Green Energy Project](#)
Subject: Request for Information - NLC
Date: 22 October 2023 21:30:33

Good evening,

Thank you for your letter dated 22 September 2023, seeking additional information in respect of the North Lincolnshire Green Energy Project. Please find the response of North Lincolnshire Council in respect of Paragraph 11 set out below:

*11. The Secretary of State notes that by the end of the Examination no conclusion was reached to secure the safe access and egress to Jotun Paints, an upper tier Control of Major Accident Hazards (COMAH) site. The **Applicant, Jotun Paints, The Health and Safety Executive (HSE) and North Lincolnshire Council (NLC)** are invited to comment on a recommended requirement for the HSE, NLC and Jotun Paints to have a safety plan in place that facilitates their ongoing operation in a safe manner whilst construction is undertaken which has the potential to affect their access and egress arrangements.*

Whilst NLC do not wish to object to the suggested Requirement, it would be appreciated if the following comments could be taken into consideration:

1. It is not understood whether the proposed Requirement is necessary. NLC are of the understanding that the Applicant intends to undertake construction in a way that access to and egress from the Jotun Paints site would be possible at all times and that advance notification would be given of the construction works and any full or partial closure of Stather Road. This could be secured as part of the Construction Phase Traffic Management Plan and the CPTMP draft Requirement could be amended to make this explicit if necessary.
2. It would appear that a Requirement as proposed would leave the Applicant in a position whereby there are reliant on a plan being drawn up and agreed by other parties and that this would be entirely out of their control. Should such a plan not be forthcoming, or not forthcoming in a timely manner then this would have an obvious impact on the Applicants ability to deliver the project.
3. If the construction works necessitate a change in the operation of Jotun Paints or a specific safety plan to be temporarily in place to satisfy health and safety legislation, this is something that could be dealt with by Jotun Paints and the HSE (with input from NLC if necessary) separate to the DCO (should it be granted).
4. It is unlikely that any safety plan could be devised until the details of the Construction Phase Traffic Management Plan are known and agreed. Indeed, depending on the content of the CPTMP a new/additional safety plan may not be needed.

Do not hesitate to contact me should you require further information.

Kind Regards

Andrew Law

Development Management Specialist | Development Management | Economy and Environment

@ [REDACTED]@northlincs.gov.uk



[REDACTED]

✉ North Lincolnshire Council, Church Square House, 30 – 40 High Street, Scunthorpe, DN15 6NL

This e-mail expresses the opinion of the author and is not necessarily the view of the Council. Please be aware that anything included in an e-mail may have to be disclosed under the Freedom of Information Act and cannot be regarded as confidential. This communication is intended for the address(es) only. Please notify the sender if received in error. All Email is monitored and recorded. Please think before you print- North Lincolnshire Council greening the workplace.