



## HEARING AGENDA

### Application by Indaver Rivenhall Ltd for an Order Granting Development Consent for the Rivenhall IWMF and Energy Centre Scheme

#### Issue Specific Hearing

<b>Date</b>	Tuesday 4 June 2024	
<b>Timings</b>	<b>Hearing Start Time:</b>	<b>10:00 am</b>
	Arrangements Conference for virtual attendance online:	09:30 am

#### REQUESTED ATTENDEES

1. Applicant
2. Essex County Council
3. Braintree District Council
4. East of England Ambulance Service NHS Trust (EEAST)

In addition, the Examining Authority welcomes involvement from all parties at the Issue Specific Hearing. You were required to confirm attendance at the Issue Specific Hearing by Friday 24 May 2024 [PD-005].

#### PURPOSE OF ISSUE SPECIFIC HEARING

The main purpose of the Issue Specific Hearing is to clarify and get views on matters relating to:

1. Climate Change and Greenhouse Gases
2. Consented Development
3. Noise
4. General & Miscellaneous
5. Draft Development Consent Order

#### DOCUMENTS

The Examining Authority referred to several documents in the preparation of this agenda, and some of the documents that we will be referring to during the Hearing are listed here. These documents can be located using the Examination Library reference number in [] square brackets:

1. Works Plans [APP-008];
2. Draft Development Consent Order [APP-013];
3. ES Chapter 7 Climate Change [APP-032]; and
4. ES Chapter 8 Noise and Vibration [APP-033].



## HEARING FORMAT

The Hearing will be a virtual event. Participants will join online using the Microsoft Teams platform and the joining link for the virtual Issue Specific Hearing will be sent to parties the day before, or on the day of, each session. Observers may watch remotely via the livestream of the event, the link for which will be published on the project page of the National Infrastructure website on the day of the Hearing. The Examining Authority will not accept representations at the Hearing in the form of video or audio recordings.

The virtual event will be open 30 minutes prior to the start of the Hearing to enable a prompt start. Hearings will finish as soon as the Examining Authority deems that all those present have had their say and that all matters have been covered.

The agenda is for guidance only. It is not designed to be exclusive or exhaustive. The Examining Authority may add other issues for consideration, may alter the order in which issues are considered and will seek to allocate sufficient time to each issue to allow proper consideration of them. Any lack of discussion of a particular issue at a hearing does not preclude further examination of this issue, including the asking of further written questions.

## AGENDA

The Hearing will start promptly at the indicated time of 10:00 am. All other times in the agenda are indicative. The Examining Authority will close the Hearing at 15:00 pm, or sooner if all relevant matters have been covered.

### **09:30 am Arrangements Conference for Virtual Attendance**

1. Registration by the Case Team

### **10:00 am Issue Specific Hearing (Session 1)**

- 1. Welcome by Lead Member of the Examining Authority**
- 2. Procedure for running the Issue Specific Hearing**
- 3. Climate Change and Greenhouse Gases**
  - i. Whether the assessment methodology [APP-032] is robust, in terms of: study area; the suitability of using guidance in 'DEFRA Energy Recovery for residual waste – a carbon based modelling approach, 2014' in the assessment; whether displacement against Combined Cycle Gas Turbine is appropriate; and the use



of a displacement factor of 0.371t CO<sub>2</sub>e/MWH in the assessment.

- ii. If a greenhouse gas assessment including a breakdown of the carbon emission data for the construction, in operation and decommissioning phases is required given the nature of the Proposed Development?
- iii. Whether the Slough Multifuel Extension and its assessment are relevant to the Proposed Development?
- iv. If further mitigation in the form of carbon capture, solar panels and water reduction should be considered by the Proposed Development?

#### 4. Consented Development

- i. If the matter of whether a standalone EfW plant can be constructed under the existing consent is an issue for the Examination?
- ii. Whether there are any planning controls in place under the existing consent that would result in a breach of planning control?
- iii. Essex County Council's reply to Annex 1 of the Applicant's reply to first written questions [REP1-011], particularly Sections 5 and 6.
- iv. Whether Essex County Council has taken any formal legal advice on this matter?

**11:30 am**      **Break**

**11:45 am**      **Issue Specific Hearing (Session 2)**

#### 5. Noise

- i. The robustness of source noise data used in the ES [APP-033].
- ii. The relationship between the noise limits of the existing consent and the Proposed Development.
- iii. Whether the new noise assessment, in accordance with BS4142:2014+1:2019, referred to in Essex County Council's Local Impact Report (LiR) [REP1-018] should be provided?
- iv. Whether the cumulative assessment [APP-033] is robust, having particular regard to the Dry Silo Mortar Plant at Bradwell Quarry.
- v. Whether the Rating Noise Level Limit Recommendations set out in Table 1.2 of Essex County Council's LiR [REP1-018] are justified.
- vi. The potential for adverse noise effects at the sensitive receptor known as 'The Lodge'.



- vii. Whether the finding in the cumulative assessment that there would be no significant effect on sensitive receptor R03 'Haywards' is justified?
- viii. Whether there is a need for noise monitoring to be secured in the dDCO?

**13:00 pm**      **Lunch Break**

**14:00 pm**      **Issue Specific Hearing (Session 3)**

## **6. General & Miscellaneous**

- i. Discussion on Essex County Council's view (at Deadline 2) that the Environmental Permit may need to be varied if all elements of the IWMF are not constructed.
- ii. Whether compliance with the Emergency Preparedness and Response Plan provided by the Applicant should be secured in the dDCO?
- iii. Further discussion on EEAST's concerns about the effect of the Proposed Development on ambulance services.

## **7. Draft Development Consent Order**

- i. Whether a cap in energy generation should be limited to 65MW in the dDCO and, if this may be possible, whether this should have been assessed as an alternative in the Environmental Statement?
- ii. If the Closure Plan required by the Environmental Permit is sufficient to meet the requirements of NPS EN-1 (2011), namely Paragraph 4.2.3, with regard to decommissioning.
- iii. Whether the definitions in the S106 are sufficiently broad to capture the Proposed Development.
- iv. Essex County Council's request for a deed of variation to the S106.
- v. Changes to the dDCO considered necessary by Essex County Council in its Deadline 2 submission.

## **8. Procedural Decisions, Review of actions and Next Steps**

## **9. Closing Remarks**

**15:00 pm**      **Close of Issue Specific Hearing**