

Our ref: Q220592
Your ref: EN010138
Email: [REDACTED]
Date: 09 July 2024



For the attention of Mr [REDACTED]

Dear Mr [REDACTED]

Application for a Development Consent Order by Indaver Rivenhall Ltd for the Rivenhall Integrated Waste Management Facility (PINS Ref EN01038) – Deadline 4 Submission

As set out in your Rule 8 Letter [\[PD-003\]](#), the Examining Authority ('ExA') has requested the following information of relevance to the Applicant to be submitted at Deadline 4:

- Responses to the Examining Authority's ExQ2;
- Comments on ExA's proposed Schedule of Changes to the dDCO;
- Final SoCG and Statement of Commonality;
- Final Navigation Document/Guide to the application;
- An updated Schedule of Changes to the dDCO;
- Final signed and dated Section 106 Agreement(s) (if required);
- Comments on any other information and submissions received at D3;
- Any further information requested by the Examining Authority under Rule 17 of the Examination Procedure Rules.

Details pursuant to each are set out below. A schedule of the Applicant's Deadline 4 submissions is provided at **Appendix 1**.

1 Responses to the Examining Authority's ExQ2

1.1 Written responses to ExQ2 are set out in the **Applicant's Responses to ExQ2 (Doc Ref 9.4.2)**.

Quod | [REDACTED]

Quod Limited. Registered England at above No. 7170188





2 Comments on ExA's proposed Schedule of Changes to the dDCO

- 2.1 These are set out in the **Applicant's Comments on ExA's Proposed Schedule of Changes to the dDCO (Doc Ref 9.4.3)**.

3 Final SoCG and Statement of Commonality

- 3.1 A **Statement of Common Ground with the Host Authorities** will be submitted by Essex County Council as part of their Deadline 4 submission. A finalised, dated and signed by the respective parties at Deadline 5.
- 3.2 A **Statement of Commonality (Doc Ref 8.2)** has also been submitted which sets out the position on the commonality on specific points between the Applicant and Host Authorities.

4 Final Navigation Document

- 4.1 A finalised **Navigation Document (Doc Ref 1.3)** has been provided with this submission.

5 An updated Schedule of Changes to the dDCO

- 5.1 A tracked changed version of the **draft Development Consent Order (v3) (Doc Ref 3.2)** has been included with this submission. Given that only minor changes have been made, a schedule setting these out is not considered to be necessary.
- 5.2 The ExA has proposed amending the dDCO to set a limit on the energy capacity of up to 65MW. The Applicant does not think that this change is necessary, nor are there planning benefits to making it. The Applicant has at multiple points set out its position in this regard and reference should be made to the following:
- The Applicant's response to Q1.5.2 of ExQ1, as set out in the **Applicant's Responses to the Examining Authority's Written Questions (ExQ1) [REP1-011]**;
 - Table 8 of the **Applicant's Comments on Deadline 1 Submissions [REP2-004]**;
 - The Applicant's response to Agenda item 7i of the Issue Specific Hearing held on 04 June 2024, a summary of which is provided in the **Written summary of Applicant's oral submissions made at the Issue Specific Hearing [REP3-012]**; and
 - Technical Note on Energy Generation Cap and Alternatives – Appendix 3 of the **Deadline 3 - Applicant Cover Letter and Submissions [REP3-001]**.
- 5.3 However, if the ExA is still minded to recommend to the Secretary of State a cap on energy generation within the dDCO, wording has been considered by the Applicant that would account for the fluctuations in power output that can arise from changing environmental conditions and which accurately reflect the assumption used in the ES. This would be to revise the wording to read **'...a gross installed generating capacity of up to 65 MW at an ambient air temperature of 15 degrees Celsius.'**



6 Final signed and dated Section 106 Agreement(s) (if required)

- 6.1 The Applicant considers that there is no need for a section 106 agreement. This is for the reasons set out in response to Q1.5.5 of ExQ1, as set out in the **Applicant's Responses to Examining Authority's Written Questions (ExQ1)** [\[REP1-011\]](#). The Applicant also addressed this issue under Agenda Item 7 of the Issue Specific Hearing ('ISH') held on 4th June 2024. A summary of those submissions is provided in Section 7 of the **Written summary of Applicant's oral submissions at ISH** [\[REP3-012\]](#).

7 Comments on any other information and submissions received at D3

- 7.1 A **Noise Technical Note (Doc Ref 9.4.4)** has been prepared by SLR on behalf of the Applicant in response to ECC's Review of Noise Modelling Files [\[REP3-015\]](#).

8 Any further information requested by the Examining Authority under Rule 17 of the Examination Procedure Rules.

- 8.1 No such further information has been requested.

9 Summary

If the Applicant can be of any further assistance or the ExA considers any further clarification is required in response to the information and documentation submitted as part of this submission, please do not hesitate to contact the Applicant using the details already provided.

Yours sincerely

[Redacted Signature]

[Redacted Name] on behalf of the Applicant
Senior Director

enc. As per Appendix 1 – Deadline 4 Applicant Submission Schedule



Appendix 1 – Applicant’s Deadline 4 Submission Schedule

Document No.	Document Title	Version
1.3	Navigation Document	5
1.3	Navigation Document (TRACKED)	5
3.1	Draft Development Consent Order	3
3.1	Draft Development Consent Order (TRACKED)	3
8.1	Statement of Common Ground with the Host Authorities	4
8.1	Statement of Common Ground with the Host Authorities (TRACKED)	4
8.2	Statement of Commonality	1
9.4.1	Cover Letter 09 July 2024	1
9.4.2	Applicant’s Responses to ExQ2	1
9.4.3	Applicant’s Comments on ExA’s proposed Schedule of Changes to the dDCO	1
9.4.4	Applicant’s Comments on Deadline 3 Submissions – Noise Technical Note	1