

H2Teesside Project

Environmental Statement

Volume III – Appendices

Appendix 9A: Flood Risk Assessment

Document Reference: 6.4.9

The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (as amended)

The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 - Regulation 5(2)(a) and 5(2)(e)



TABLE OF CONTENTS

9A.0 FLOOD RISK ASSESSMENT	4
9A.1 Introduction	4
9A.2 Purpose and Scope of the Assessment	4
9A.3 Data Sources	6
9A.4 Site Information	24
9A.5 The Proposed Development	47
9A.6 Planning Policy	48
9A.7 Flood Risk Sources	74
9A.8 Management of Surface Water from the Site	91
9A.9 Mitigation of Residual Flood Risks and Off-Site Impacts	92
9A.10 Summary and Conclusions	101
9A.11 References	105
ANNEX A: CONSULTATION RESPONSES	108
ANNEX B: SFRA FLOOD ZONE MAPS	137
9A.0 FLOOD RISK ASSESSMENT	5
9A.1 Introduction	5
9A.2 Purpose and Scope of the Assessment	5
9A.3 Data Sources	7
9A.4 Site Information	36
9A.5 The Proposed Development	60
9A.6 Planning Policy	61
9A.7 Flood Risk Sources	87
9A.8 Management of Surface Water from the Site	104
9A.9 Mitigation of Residual Flood Risks and Off-Site Impacts	105
9A.10 Summary and Conclusions	116
9A.11 References	120
ANNEX	123
A: CONSULTATION RESPONSES	124
ANNEX B: SFRA FLOOD ZONE MAPS	147
ANNEX C: MEETING MINUTES	157
9A.0 FLOOD RISK ASSESSMENT	4
9A.1 Introduction	4
9A.2 Purpose and Scope of the Assessment	4
9A.3 Data Sources	6
9A.4 Site Information	33
9A.5 The Proposed Development	56
9A.6 Planning Policy	57

9A.7— Flood Risk Sources	83
9A.8— Management of Surface Water from the Site	100
9A.9— Mitigation of Residual Flood Risks and Off Site Impacts	101
9A.10— Summary and Conclusions	112
9A.11— References	115
ANNEX A: CONSULTATION RESPONSES	118
ANNEX B: SFRA FLOOD ZONE MAPS	147
ANNEX C: MEETING MINUTES	137

TABLES

Table 9A-1: Sources of Data	6
Table 9A-2: Summary of Environment Agency pre-application advice and the Inspectorate Scoping Opinion that has Informed the Scope and Methodology of the FRA	9
Table 9A-3: Summary of responses to the Statutory Consultation, that has informed the Scope and Methodology of the Surface Water, Flood Risk and Water Resources Assessment	19
Table 9A-4: Surface Waterbodies	27
Table 9A-5: Geology	38
Table 9A-6: Hydrogeology	43
Table 9A-7: Flood Zone Definitions	55
Table 9A-8: Flood Risk Vulnerability and Flood Zone Compatibility	58
Table 9A-9: Sea Level Allowance for Each Epoch in Millimetres (mm) per year with Total Sea Level Rise for Each Epoch in Brackets (use 1981 to 2000 baseline)	60
Table 9A-10: H++ Sea Level Rise Allowance	60
Table 9A-11: Climate Change Allowances to apply based upon the Flood Zone and Development Land Use Vulnerability	61
Table 9A-12: Environment Agency Peak River Flow Climate Change Allowances for the Tees Management Catchment	61
Table 9A-13: Environment Agency Peak Rainfall Intensity Climate Change Allowances for Tees Catchment Management (3.3% annual exceedance rainfall event)	62
Table 9A-14: Environment Agency Peak Rainfall Intensity Climate Change Allowances across England for Tees Catchment Management (1% annual exceedance rainfall event)	62
Table 9A-15: Relevant RCBC Local Planning Policies	66
Table 9A-16: Relevant STBC Planning Policies	68
Table 9A-17: Relevant HBC Planning Policies	70
Table 9A-18: Records of Historical Flooding	75
Table 9A-19: Modelled Water Levels for the Tidal River Tees	79
Table 9A-20: Tidal Water Levels for the Tidal River Tees with Climate Change Allowances (m AOD)	80
Table 9A-21: Summary of Key Flood Risks	89
Table 9A-1: Sources of Data	7

Table 9A-2: Summary of Environment Agency pre-application advice and the Inspectorate’s Scoping Opinion that has Informed the Scope and Methodology of the FRA	11
Table 9A-3: Summary of responses to the Statutory Consultation, that has informed the Scope and Methodology of the Surface Water, Flood Risk and Water Resources Assessment	21
Table 9A-4: Applicant’s Response’s to the Environment Agency Examination Submissions ..	26
Table 9A-6: Surface Waterbodies	39
Table 9A-7: Geology	51
Table 9A-8: Hydrogeology.....	56
Table 9A-9: Flood Zone Definitions	68
Table 9A-10: Flood Risk Vulnerability and Flood Zone Compatibility	71
Table 9A-11: Sea Level Allowance for Each Epoch in Millimetres (mm) per year with Total Sea Level Rise for Each Epoch in Brackets (use 1981 to 2000 baseline)	73
Table 9A-12: H++ Sea Level Rise Allowance	73
Table 9A-13: Climate Change Allowances to apply based upon the Flood Zone and Development Land Use Vulnerability.....	74
Table 9A-14: Environment Agency Peak River Flow Climate Change Allowances for the Tees Management Catchment.....	74
Table 9A-15: Environment Agency Peak Rainfall Intensity Climate Change Allowances for Tees Catchment Management (3.3% annual exceedance rainfall event)	75
Table 9A-16: Environment Agency Peak Rainfall Intensity Climate Change Allowances across England for Tees Catchment Management (1% annual exceedance rainfall event)	75
Table 9A-17: Relevant RCBC Local Planning Policies	79
Table 9A-18: Relevant STBC Planning Policies	81
Table 9A-19: Relevant HBC Planning Policies	83
Table 9A-20: Records of Historical Flooding	88
Table 9A-21: Modelled Water Levels for the Tidal River Tees	92
Table 9A-22: Tidal Water Levels for the Tidal River Tees with Climate Change Allowances (m AOD)	93
Table 9A-23: Summary of Key Flood Risks.....	103

PLATES

Plate 9A-1: Site Topography Obtained from Lidar Composite DTM 1m and Main Site Boundary	25
Plate 9A-1: Site Topography Obtained from Lidar Composite DTM 1m and Main Site Boundary	37

9A.0 FLOOD RISK ASSESSMENT

9A.1 Introduction

- 9A.1.1 This Flood Risk Assessment (FRA) has been prepared on behalf of H2 Teesside Ltd, a bp company (the Applicant) for the Development Consent Order (DCO) application for the construction, operation (including maintenance where relevant) and decommissioning of H2 Teesside, an up to 1.2 Gigawatt Thermal (GWth) Carbon Capture and Storage (CCS) enabled Hydrogen Production Facility and supporting associated connections (the Proposed Development Site) on land in Redcar and Cleveland, Stockton-on-Tees, and Hartlepool, on Teesside.
- 9A.1.2 This report describes the approach and findings of the FRA undertaken for the Proposed Development Site. The terms of reference used to describe the Proposed Development in this report are consistent with those defined within the Environmental Statement (ES).
- 9A.1.3 The Proposed Development Site boundary is shown on Figure 1-1: Site Location (~~ES Volume II, EN070009/APP/6.3~~)[APP-079]. For the purposes of this report the terms used to identify the various parts of the Proposed Development Site are outlined below and are consistent with the terms used elsewhere in the ES.
- 9A.1.4 The Proposed Development Site is described Chapter 3: Description of the Existing Environment [APP-055] and Chapter 4: Proposed Development (~~ES Volume I, EN070009/APP/6.2~~)[PDA-005].
- 9A.1.5 The location of the Main Site, Hydrogen Pipeline Corridor and other indicative Connection Corridors are shown on Figures 4-1 to 4-8 (~~ES Volume II, EN070009/APP/6.3~~)[APP-084] to [APP-091].
- 9A.1.6 Surface watercourses identified within the Study Area are presented on Figure 9-1: Surface Water Features and their Attributes (~~ES Volume II, EN070009/[APP/6.3]~~), [106], and their associated flood zone extents on Figure 9-3: Fluvial Flood Risk (~~ES Volume II, EN070009/APP/6.3~~)[PDA-010], which specifically illustrates areas of the Proposed Development Site located within areas at risk of flooding.

9A.2 Purpose and Scope of the Assessment

Context

- 9A.2.1 The Environment Agency's online Flood Map for Planning (FMfP) (Environment Agency, n.d.a) (Figure 9-3: Fluvial Flood Risk (~~ES Volume II, EN070009/APP/6.3~~)[PDA-010]) indicates that the Main Site is located entirely in Flood Zone 1. Areas located within Flood Zone 1 are defined as having a 'low risk' of flooding from fluvial or tidal sources. The definition of flood zones in accordance with the Flood Risk and Coastal Change Planning Practice Guidance (PPG) (Department for Levelling Up, Housing and Communities (DLIHC), 2022) are summarised in Table 9A-5.

9A.2.2 The Environment Agency's FMfP (Environment Agency, n.d.a) (Figure 9-3: Fluvial Flood Risk [\(ES Volume II, EN070009/APP/6.3\)\)](#)[\[PDA-010\]](#)) indicates the connection corridors/pipelines (CO₂ Export Corridor, Other Gasses Connections, Natural Gas Connection Corridor, Water Connections, Electrical Connection Corridor and Hydrogen Pipeline Corridor) are located predominantly in Flood Zone 1, however, some sections of these connection corridors / pipelines are located within Flood Zone 2 (medium risk of flooding from fluvial or tidal sources) and Flood Zone 3 (high risk of flooding from fluvial or tidal sources). In particular, the majority of the Hydrogen Pipeline Corridor to the north of the River Tees is within Flood Zones 2 and 3 (for example the Hydrogen Pipeline Corridor crosses Flood Zones 2 and 3 at the delta of Greatham Creek flowing into the Seaton on Tees Channel). Small areas of the Electrical Connection Corridor and the Water Connections Corridor to the south of the River Tees are also located within Flood Zones 2 and 3.

9A.2.3 Works undertaken in Flood Zones 2 and 3 will be temporary in nature and will involve either the construction of underground tunnels / pipelines or the installation of pipes on existing / extended pipe racks in existing service corridors. Where tunnels or borings are proposed for the Hydrogen Pipeline Corridor, the majority of the launch and receiving areas are outside Flood Zone 3, with the exception of the open-trench channel running to the east and alongside of the Seaton Carew Road and the trenchless channel crossing the Greatham Creek to the west of Tees Road.

Scope

9A.2.4 The National Planning Policy Framework (NPPF) (DLUHC, 2023) and the Flood Risk and Coastal Change PPG (DLUHC, 2022) specify that applications for development proposals greater than 1 hectare (ha) in area located in Flood Zone 1, and all development proposals located in Flood Zone 2 or 3, should be accompanied by a site-specific FRA that identifies and assesses all forms of flooding to and from the development. The FRA should demonstrate how flood risk will be managed so that the development remains safe throughout its lifetime, taking into account the vulnerability of the development and the potential impact of climate change on risk.

9A.2.5 The Overarching National Policy Statement (NPS) for Energy (EN-1), Section 5.8 (Flood Risk) (Department for Energy Security & Net Zero (DESNZ, 2023a)) details that projects of 1 ha or greater in Flood Zone 1 in England and all proposals for energy projects located in Flood Zones 2 and 3 in England should be accompanied by an FRA.

9A.2.6 The National Planning Policy Framework (NPPF) (DLUHC, 2023) and the Flood Risk and Coastal Change PPG (DLUHC, 2022) specify that applications for development proposals greater than 1 hectare (ha) in area located in Flood Zone 1, and all development proposals located in Flood Zone 2 or 3, should be accompanied by a site-specific FRA that identifies and assesses all forms of flooding to and from the development. The FRA should demonstrate how flood risk will be managed so that the development remains safe throughout its lifetime, taking into account the vulnerability of the development and the potential impact of climate change on risk.

9A.2.7 This FRA is proportionate and appropriate to the nature and scale of the Proposed Development, assesses existing flood risk at the Proposed Development Site and arising from the Proposed Development Site, and, where required, recommends suitable mitigation measures.

9A.2.8 The objectives of this report are to:

- collect and review existing information relating to the flood risk posed to the Proposed Development Site from all sources (e.g. fluvial, tidal, surface water, artificial, groundwater, drain and sewer flooding);
- inform consultation and engagement with the Environment Agency and Lead Local Flood Authorities (LLFAs) in relation to flood risk and their requirements for management of any risk;
- assess the flood risk to the Proposed Development Site under existing and post-development conditions (taking into account climate change); and
- outline any mitigation measures needed to ensure the Proposed Development Site and its occupants will be safe for the lifetime of the development and to meet the requirements of the NPS and NPPF.

9A.3 Data Sources

9A.3.1 The baseline conditions for the Proposed Development Site have been established through a desk study including a review of publicly available information and supporting modelling and hydrology study reports (where available), and via consultation with the associated LLFAs and the Environment Agency. Relevant consultation responses are provided in Annex A. This information has been utilised to inform the assessment made within this FRA. Data collected for this assessment is described in Table 9A-1.

Table 9A-1: Sources of Data

PURPOSE	DATA SOURCE	COMMENT
Identification of hydrological features	1:25,000 Ordnance Survey (OS) mapping	Identifies the position of the Proposed Development Site and local hydrological features.
Identification of Ground Levels	1:25,000 OS mapping	Provides existing Proposed Development Site levels and spot level heights along local highways.
Identification of Existing Flood Risk	Environment Agency Indicative Flood Zone Map (presented as Figure 9-3: Fluvial Flood Risk ES Volume II,	Identifies fluvial / tidal inundation extents and historical flooding.

PURPOSE	DATA SOURCE	COMMENT
	EN070009/APP/6.3].[PDA-010].	
	Environment Agency Long-term Flood Information Mapping (Environment Agency, n.d.b)	Provides information on the risk of flooding from fluvial, tidal, surface water and reservoirs (artificial sources).
	Redcar and Cleveland Borough Council (RCBC) Level 1 Strategic Flood Risk Assessment (SFRA) (RCBC, 2016a)	Assesses flood risk across the RCBC boundary area. Includes flood risk from fluvial / tidal, sewers, overland flow and groundwater.
	RCBC Level 2 SFRA (RCBC, 2016b)	Provides details on historical flooding, flood risk at sites allocated in the Local Plan and provides mitigation measure requirements for
	RCBC Preliminary Flood Risk Assessment (PFRA) (Redcar and Cleveland Borough Council, 2011)	developments located in areas of flood risk and surface water management requirements.
	RCBC Local Flood Risk Management Strategy (RCBC, 2017)	
	Stockton-On-Tees Borough Council (STBC) Level 1 SFRA (STBC, 2018a)	Assesses flood risk across the STBC boundary area. Includes flood risk from fluvial / tidal, sewers, Overland flow and groundwater.
	STBC Local Plan Potential Sites Assessment Level 2 SFRA - Site Screening (STBC, 2018b)	Provides details on historical flooding, flood risk at sites allocated in the Local Plan and provides mitigation measure requirements for
	STBC PFRA (STBC, 2011)	developments located in areas of flood risk and surface water management requirements.
	Stockton-on-Tees Local Flood Risk Management Strategy (STBC, 2015)	
	Hartlepool Borough Council (HBC) Level 1 SFRA (HBC, 2010)	Assesses flood risk across the HBC boundary area. Includes flood risk

PURPOSE	DATA SOURCE	COMMENT
	PFRA Preliminary Assessment Report for HBC (HBC, 2011)	from fluvial / tidal, sewers, overland flow and groundwater.
	Hartlepool Local Flood Risk Management Strategy (HBC, 2016)	Provides details on historical flooding, flood risk at sites allocated in the Local Plan and provides mitigation measure requirements for developments located in areas of flood risk and surface water management requirements.
Catchment identification and River Basin Management Plans	Environment Agency Catchment Data Explorer (Environment Agency, n.d.c)	Provides details of watercourses and operational management catchments.
Identification of Hydrogeological features	British Geological Survey's Geological Mapping Viewer, Onshore 'Geoindex' (British Geological Society, n.d.).	Provides details of geology and hydrogeology in the vicinity of the Proposed Development Site.
Identification of Historical Flooding	Relevant LLFA SFRAs and PFRAs.	Gives details of historical flooding.
Details of the Proposed Works	Design from Proposed Works as outlined within Chapter 4: Proposed Development (ES Volume I, EN070009/APP/6.2)[PDA-005].	Provides alternative locations and layouts of the Proposed Development.
Surface Water Drainage	Indicative Surface Water Drainage Plan (EN070009/[APP/2.12] 018].	Principles for the management of surface water run-off and foul drainage on the Proposed Development Site.

Consultation

- 9A.3.2 An EIA Scoping Opinion was requested from the Inspectorate on 6 April 2023. A response was received on 17 May 2023. For the Scoping Opinion and the Applicant's responses to them, refer to Appendix 1E (~~ES Volume III, EN070009/APP/6.4~~)[APP-188].
- 9A.3.3 The PEI Report was published for consultation on 14 September 2023 and the consultation period ended on 26 October 2023. A second statutory consultation was held between 13 December 2023 and 23 January 2024, and additional targeted consultation was held between 9 February 2024 and 10 March 2024. The matters

raised have been reviewed and an explanation of how the Applicant has had regard to them is set out in for full consultation responses and the Applicant's responses to them, refer to the Consultation Report [\(EN070009/\[APP/5.1\]-030\)](#).

[9A.3.4](#) Furthermore, consultation engagement meetings have been undertaken on the topic of Water Environment, including flood risk and climate change, with the Environment Agency on 13 June 2023 and 24 November 2023. The Environment Agency agreed with the approach proposed for using climate change allowances.

[9A.3.5](#) [Following receipt of the Environment Agency Relevant Representation \[RR-009\] a meeting was held with the Environment Agency on 21 August 2024. Meeting minutes have been included in Annex A.](#)

[9A.3.6](#) [Table 9A-4 presents the Applicant's responses to the Environment Agency's Examination submissions and the FRA has been updated to reflect these responses.](#)

Table 9A-2: Summary of Environment Agency pre-application advice and the ~~Inspectorate~~ Inspectorate's Scoping Opinion that has Informed the Scope and Methodology of the FRA

CONSULTEE COMMENTS	RESPONSE
ENVIRONMENT AGENCY PRE-APPLICATION ADVICE (MARCH 2023)	
<p>Flood Risk. The red line boundary for the full development is located within Flood Zones 3, 2 and 1. The majority of the development site for the Main Site is situated within Flood Zone 1. However, small portions of the Main Site are situated within Flood Zone 2 and 3. Parts of the Hydrogen Pipeline Network are also within Flood Zone 2 and 3.</p>	<p>Noted. This assessment is for the Main Site (The Foundry) which is located entirely within Flood Zone 1.</p> <p>Refer to Figure 9-3 (ES Volume II, EN070009/APP/6-3)[PDA-010] for fluvial flood risk mapping. Parts of the Hydrogen Pipeline Corridor are also within Flood Zones 2 and 3.</p> <p>The FRA assesses flood risk from all sources of flooding and recommends mitigation measures where required. Further consultation has been undertaken with the Environment Agency with regard to the latest FRA and climate change allowances on 24 November 2023. The Environment Agency agreed with the approach proposed for using climate change allowances.</p>
<p>Flood Risk Vulnerability Classification. No information has been provided on the flood risk vulnerability classification within the provided information. Therefore, we are unable to advise on our policy position in relation to flood risk until the vulnerability of the development has been confirmed by the applicant and/or the local planning authority.</p> <p>It should be noted that 'highly vulnerable' uses, requiring a Hazardous Substance Consent, would not be appropriate within Flood Zone 3. In accordance with Table 2 of the Flood Risk and Coastal Change section of the PPG, 'highly vulnerable' developments are not appropriate in Flood Zone 3 and should not be permitted.</p>	<p>The Proposed Development comprises an up to approximately 1.2 GWth Carbon Capture and Storage (CCS) enabled Hydrogen Production Facility and supporting associated connections. According to NPPF (DLUHC, 2023) Annex 3 Flood Risk Vulnerability Classification, the Proposed Development is classified as 'Essential Infrastructure' and the Main Site is wholly located in Flood Zone 1. Essential Infrastructure is defined as '<i>Essential utility infrastructure which has to be located in a flood risk area for operational reasons, including infrastructure for electricity supply including generation, storage and distribution systems; including electricity generating power stations,</i></p>

CONSULTEE COMMENTS	RESPONSE
	<i>grid and primary substations storage; and water treatment works that need to remain operational in times of flood’.</i>
<p>Sources of Flooding. The main source of potential flooding in the area is from the tidal stretch of the River Tees, but there could be other local sources of flooding such as groundwater and surface water. We have published a suite of interactive maps that indicate where possible flooding from different sources could occur Check the long term flood risk for an area in England - GOV.UK (www.gov.uk). Our maps are not suitable for a detailed Flood Risk Assessment (FRA), but they can indicate where further assessment may be needed.</p>	<p>Noted. These sources have been interrogated during the preparation of the FRA. Further flood risk data and information has also been requested from the Environment Agency. The modelling data, provided by the Environment Agency, has been received and has been used to inform the assessment.</p>
<p>Flood Risk Assessment. We would expect an FRA to be submitted in support of your DCO application. The FRA must assess flood risk from all sources of flooding and recommend the mitigation measures that will be implemented to ensure a safe development in a 1 in 200-year (tidal) flood event, taking account of climate change. It must also demonstrate that flood risk will not be increased elsewhere.</p> <p>Flood risk mitigations will need to be included within the development to ensure it can remain safe for its’ lifetime. This includes raising the finished floor levels to the 1 in 200 year plus climate change plus a freeboard of 600mm.</p>	<p>The FRA assesses flood risk from all sources of flooding and recommends mitigation measures where required. The 1 in 200-year tidal flood event is considered as requested by the Environment Agency. Further consultation has been undertaken with the Environment Agency with regard to the latest FRA and climate change allowances on 24 November 2023.</p> <p>The Main Site will be located on a development platform located above the 0.5% AEP plus climate change plus a freeboard of 600 mm.</p>
<p>Flood Risk Information the Environment Agency holds. We have an outline for a 1 in 200-year level undefended model that can be requested. The modelling we have for this location does not include climate change allowances and therefore this will need to be calculated in accordance with the 'Flood risk assessments: climate change allowances'. As the development</p>	<p>Noted. A freedom of information request was issued to the Environment Agency in March 2023 to receive the latest baseline information relating to flood risk. The data was received in May 2023 and has been incorporated into Chapter 9 (ES Volume I, EN070009/[APP/6.2]-061) and its appendices (ES Volume III,</p>

CONSULTEE COMMENTS	RESPONSE
<p>location is at risk from tidal flooding, sea level allowances will need to be applied to the 1 in 200-year level for the lifetime of the development using both higher central and upper end allowances.</p> <p>This applies to both the temporary and permanent works.</p> <p>The extent, speed and depth of flooding shown in the assessment should be used to determine the flood level for flood risk mitigation measures. Where assessment shows flood risk increases steadily and to shallow depths, it is likely to be more appropriate to choose a flood level lower in the range. Where assessment shows flood risk increases sharply due to a 'cliff edge' effect caused by, for example, sudden changes in topography or defences failing or overtopping, it is likely to be more appropriate to choose a flood level higher in the range.</p>	<p>EN070009/[APP/6.4]-192 – [APP-193] where relevant and utilised for the purposes of this FRA.</p>
<p>Flood Alleviation Schemes. The Environment Agency are currently in the process of developing flood alleviation schemes which may have an interface with the proposed development. Attached to this letter is the scheme overview for the Greatham North East Flood Alleviation scheme.</p>	<p>Noted. Interfaces with the Greatham North East Flood Alleviation scheme are being considered during the design of the Hydrogen Pipeline Corridor for the Proposed Development, including pre-planning consultation advice received from the Environment Agency pertaining to the flood alleviation scheme. This was further considered in the selection of the preferred hydrogen pipeline routing at the Greatham Creek area. Further consultation with the Environment Agency will also be sought as the Proposed Development design progresses.</p>
<p>Flood Risk Consents and Permits. The River Tees is a designated 'main river' and under the Environmental Permitting Regulations certain works within 16m of a tidal main river, or within 16m of any flood defence structure on a tidal main river, require a Flood Risk Activity Permit from the Environment</p>	<p>Noted. Permits and consents that are expected to be required by the Proposed Development are outlined in Section 9.5 of this Appendix. The DCO disapples the need for the permits referred to here, so</p>

CONSULTEE COMMENTS	RESPONSE
<p>Agency. This includes works such as directional drilling under the River Tees. You can find more information on permit requirements using the following link: Flood risk activities: environmental permits – GOV.UK (www.gov.uk). If a permit is required, it must be obtained prior to beginning the works. You may also need a Marine Management Organisation license depending on if any works will be undertaken below the mean high water springs (MHWS).</p>	<p>matters can be dealt with through Environment Agency Protective Provisions.</p> <p>The need for a marine licence is not expected given that there is no requirement for physical works within the marine environment (i.e. below MHWS) with trenchless approaches to be used for crossing pips (e.g. of the River Tees and Greatham Creek). If Case 2B for the Proposed Development is taken forward then process water effluent Flood may be discharged to Tees Bay but using existing infrastructure and Environmental Permit associated with the NZT development. No new licences would therefore be required.</p>
<p>Drainage Strategy. In order to determine the water quality impacts, the following information should be submitted as part of your drainage strategy:</p> <ul style="list-style-type: none"> • How rainwater will be handled and discharged from the site; and • How foul water will be handled and discharged from the site. This should include if the site will be connecting to Northumbrian water’s public sewer network. 	<p>Noted. Proposed Development drainage arrangements are outlined in Section 9.5 of Chapter 9 (ES Volume 1, EN070009/[APP/6.2]-061) (and Chapter 4 Proposed Development (ES Volume 1, EN070009/APP/6.2)[PDA-005] based on the Indicative Surface Water Drainage Plan (EN070009/[APP/2.12]-018). The Detailed Surface Water Management Strategy will need to be approved pursuant to DCO Requirement, and Requirement and will be produced in substantial accordance with this Indicative drainage plan.</p>
<p>Discharge of Clean Water. Clean surface water (i.e., clean, uncontaminated rainwater from hard standing areas such as roads and car parks) can be discharged to a watercourse without a permit if the discharge passes through a maintained oil interceptor or Sustainable Urban Drainage System. If a water attenuation system is proposed it would be beneficial to see the details, methods, and maintenance of the system to ensure longevity and effectiveness.</p>	<p>Noted. Drainage principles (including SuDS) for the Proposed Development are outlined in Section 9.5 of Chapter 9: Surface Water, Flood Risk and Water Resources (ES Volume 1, EN070009/[APP/6.2]-061) (and Chapter 4 Proposed Development (ES Volume 1, EN070009/APP/6.2)[PDA-005] based on the Section 9.5 and the Indicative Surface Water Drainage Plan (EN070009/[APP/2.12]-018).</p>

CONSULTEE COMMENTS	RESPONSE
THE INSPECTORATE SCOPING OPINION (MAY 2023)[APP-185]	
<p>Flood Zones. The Scoping Report identifies Flood Zones across the Study Area however does not include sub-categories, such as an area of high probability (Flood Zone 3a) or functional floodplain (Flood Zone 3b). The ES should provide an accurate and consistent description of the baseline flood risk for each element of the Proposed Development and the description should clearly distinguish between Flood Zones, including Flood Zones 3a and 3b where relevant. The Applicant’s attention is drawn to the Environment Agency’s comments in Appendix 2 regarding Flood Zones; the Inspectorate notes that there is a discrepancy between information in the Scoping Report, which identifies that Main Site B is entirely within Flood Zone 1, and the Environment Agency’s information, which states it is primarily within Flood Zone 1 but partially within Flood Zones 2 and 3. The Flood Zone should be confirmed within the ES and mitigation identified as required.</p>	<p>Noted. This assessment is for the Main Site (The Foundry) which is located entirely within Flood Zone 1.</p> <p>Figure 9-3: Fluvial Flood Risk (ES Volume II, EN070009/APP/6.3)[PDA-010] shows the location of the Flood Zones within the Study Area, however this mapping only shows Flood Zones 1-3.</p> <p>The available detailed maps presented within the LLFAs SFRA for STBC (Map 10, 11, 16, 17 and 18) and RCBC (Map 1, 2, 14, 15, 16 and 17) (see Annex B) show the differentiation of Flood Zone 3 to Flood Zone 3a and Flood Zone 3b. This mapping confirms that the parts of the Proposed Development located within Flood 3 are all within Flood Zone 3a.</p>
<p>Scope of assessment – FRA. The FRA underpinning the ES assessment should additionally cover matters including the effect that temporary mounds of soil in the floodplain could have on flood risk, the volumes of water displacement involved and mitigation measures where necessary. The Applicant’s attention is drawn to the Environment Agency’s comments in Appendix 2 regarding scope of the FRA and climate change allowances.</p>	<p>The FRA assesses flood risk from all sources of flooding and recommends mitigation measures where required. Further consultation has been undertaken with the Environment Agency with regard to the latest FRA and climate change allowances on 24 November 2023.</p>
<p>Scope of assessment. The ES should assess the potential for an increase in offsite flood risk arising from any proposed ground raising within the development boundary, including the Hydrogen Pipeline Network. Effort should be made to agree the scope of the assessment, including the</p>	<p>The FRA assesses flood risk from all sources of flooding and recommends mitigation measures where required. Flood risk effects (including offsite flood risk) are also summarised in Chapter 9 (ES Volume I, EN070009/APP/6.2), [APP-061].</p>

CONSULTEE COMMENTS	RESPONSE
<p>requirement for flood modelling, with the Environment Agency. The ES should identify any mitigation required to address likely significant effects.</p>	<p>Further consultation has been undertaken with the Environment Agency with regard to the latest FRA and climate change allowances on 24 November 2023. Further consultation with the Environment Agency will also be sought as the Proposed Development design progresses.</p>
<p style="text-align: center;">ENVIRONMENT AGENCY RESPONSE TO CONSULTATION - SCOPING OPINION APPENDIX 2 [APP-185] (MAY 2023) (Only included where different or additional to the pre-planning responses outlined above)</p>	
<p>Offsite Flood Risk. If ground raising is occurring within part of the development boundary, and the existing ground levels are below the design flood event, then an assessment will be required to confirm no increase in offsite flood risk. Given current topographical levels of the Main Site and if ground raising is significant which is below the design flood event, then flood modelling should be undertaken. If the pipeline is causing any ground raising, or is above ground which could impact local flood mechanisms, an assessment will be required to understand any increase in offsite flood risk and provide mitigation measures, this assessment could include modelling.</p>	<p>The FRA assesses flood risk from all sources of flooding and recommends mitigation measures where required. Flood risk effects (including offsite flood risk) are also summarised in Chapter 9 (ES Volume 1, EN070009/APP/6.2-[APP-061]).</p> <p>Further consultation has been undertaken with the Environment Agency with regard to the latest FRA and climate change allowances on 24 November 2023. The Environment Agency agreed with the approach proposed for using climate change allowances.</p>
<p>Hydrogen Pipeline Network. The proposed hydrogen Pipeline Network heading north towards the Venator Plant, could affect our flood defence assets along Greatham Creek and the Environment Agency’s land holding at Marsh House Farm. In addition, all three routes (labelled R1, R2 and R3 on a document previously supplied to the Environment Agency (‘All Utility Connection Corridor, Figure 1’) could have a significant impact on Greatham Creek and its associated saltmarsh habitat – the last remaining natural area of the original River Tees. In particular, R2 and R3 in particular are of significant</p>	<p>Noted: Interfaces with the Greatham Creek flood alleviation scheme have been taken into account during determining the route of the Hydrogen Pipeline Network. Continued consultation with the Environment Agency will be maintained to ensure no impacts to flood defence assets.</p> <p>Potential impacts and effects to habitats are considered in Chapter 12: Ecology and Nature Conservation (including Aquatic Ecology) (ES Volume 1, EN070009/APP/6.2-[APP-064]).</p>

CONSULTEE COMMENTS	RESPONSE
<p>concern to the Environment Agency. R2 runs along the line of one of our major flood defences at Cowpen Marsh. The defence lies between the Cowpen Bewley Landfill (to the West) and the Teesmouth and Cleveland Coast Special Protection Area (SPA) (to the east). As such, any work along this corridor could impact one the three current land uses. To the north of Greatham Creek, R2 then runs through Saltern Wetlands (an area of saltmarsh owned by the Environment Agency) and under the Environment Agency’s flood embankment to the south of the ConocoPhillips tank farm. The Environment Agency has concerns that this route will have an impact on the wetland area, which lies with the SPA, and flood defences.</p> <p>R1 crosses the no. 4 brinefield (owned by Sabic and used for hydrocarbon storage), and under the flood embankment on the south bank of Greatham Creek (Sabic Embankment). It also lies under the flood embankment on the north bank of Greatham Creek, which is to be significantly repaired as part of Environment Agency’s Greatham North East Flood Alleviation Scheme (FAS). This route also crosses the redundant no. 5 brinefield (owned by Inovyn Chlorvinyl Ltd) and the ConocoPhillips oil pipeline and Seal Sands Emergency Access Road.</p> <p>R3 crosses our land at Marsh House” ‘farm’ to be used for the extraction of clay in 2024-2026 for our Greatham NE FAS. The Environment Agency is also developing a scheme (Greatham North East FAS) to improve the defences to the south of the Venator Plant. We expect to submit an application for planning permission in Spring 2024, and hope to start construction of the scheme in summer 2024. We are currently seeking contributions from beneficiaries of the scheme. As the proposed pipeline could benefit from our</p>	<p>Impacts on surface waterbodies and groundwater bodies related to the pipelines are considered in Chapter 9: Surface Water, Flood Risk and Water Resources (ES Volume 1, EN070009/APP/6.2)-[APP-061].</p>

CONSULTEE COMMENTS	RESPONSE
<p>works, we would welcome discussions with the applicant on the potential for financial contributions from DCO, if R1 is chosen as the preferred route.</p>	
<p>Pipelines. The Environment Agency would require the existing flood standard of protection, provided by the defences to be maintained both during the construction of the pipeline, and after completion of the scheme, whichever route is chosen. In order to minimise the impact of the DCO on our flood defences, consideration should be given to the following comments:</p> <p>Pipeline Design.</p> <ul style="list-style-type: none"> • Where the pipeline crosses a flood defence structure below ground, designs for the pipeline must include a load case for the top water level. This may be different at each location. The pipeline must also be at a suitable depth to ensure the stability of the flood defence structure, this is to be demonstrated in submitted designs; • The scoping report states the pipeline will not cross our flood defence structure above ground. If this is to change, loading to our asset will need to be considered and the design must not impede access for routine maintenance and inspections of the flood defence structure; • If the pipeline crosses a watercourse above ground, it must be appropriately designed and positioned to prevent accumulation of debris and localised increases in water levels; • Where the pipeline is to utilise existing pipework that crosses watercourses, it is expected that modifications to the structure will be made where possible for improved conveyance and reduce debris accumulation; and 	<p>Noted. These considerations have been taken into account during Proposed Development design development to date, and will also be considered at the detailed design phase. Worst-case assumptions have been considered in the assessment, as described in Chapter 9: Surface Water, Flood Risk and Water Resources (ES Volume 1, EN070009/[APP/6.2]-061). Where this is the case the nature of the assumptions have been clearly explained.</p>

CONSULTEE COMMENTS	RESPONSE
<ul style="list-style-type: none"> Where ground levels near a flood defence are to be disturbed on either a permanent or temporary basis, designs must not allow additional water to pond at the toe of the flood defence. 	
<p>Pipeline Construction.</p> <ul style="list-style-type: none"> Open trench methodology is not permitted when crossing a flood defence. Excavations near the footprint of a flood defence must remain a safe distance away from the toe of the defence to ensure stability of the defence. This must be demonstrated in submitted designs; and Directional drilling would be permitted when crossing a flood defence provided: <ul style="list-style-type: none"> The drilling operation does not affect the stability of the flood defence structure by inducing a geotechnical failure, including when it is retaining flood water; and The drilling or permanent works do not provide a conduit for water seepage underneath the flood defence structure, including when it is retaining flood water. 	<p>Noted. Directional drilling is proposed beneath flood defences, where present. Further details regarding pipelines and crossings are given in Section 9.5 of Chapter 9: Surface Water, Flood Risk and Water Resources (ES Volume 1, EN070009/APP/6.2)-[APP-061].</p>
<p>Pipeline Maintenance.</p> <ul style="list-style-type: none"> Repairs or future improvement works will be subject to an Environmental Permit from the Environment Agency if taking place within 16m of a flood defence; and Routine maintenance activities on the pipeline should be detailed within the DCO application. 	<p>Noted. Permits and consents that are expected to be required by the Proposed Development are outlined in Section 9.5 of Chapter 9: Surface Water, Flood Risk and Water Resources (ES Volume 1, EN070009/APP/6.2)-[APP-061]. Any interactions with flood defences will be covered by the Environment Agency’s protective provisions in the draft DCO.</p> <p>Pipelines will be subject to an Integrity Management Plan that will include, but not limited to, Inline Inspection, Cathodic Protection</p>

CONSULTEE COMMENTS	RESPONSE
	surveys, visual inspections, and maintenance of associated equipment at frequencies informed by Risk Based Inspections.
<p>Flood Defence Maintenance. In order to maintain the standard of protection, the Environment Agency requires continued access to continue routine maintenance of the existing and planned defences. Any permissions or legal agreements to allow these works to go ahead, must be agreed in advance of pipeline construction. It should be noted that the Environment Agency have statutory powers to carry out works on our assets.</p>	Noted. Environment Agency access will be maintained as necessary.
<p>Drainage. In terms of SUDs, we would recommend that there is no increase in infiltration within the development area. This is to avoid the risk of contaminant mobilisation given the industrial heritage of the area. This ties into section 6.4.88 where the scope of assessment includes ‘disturbance of contaminated soils and perched groundwater, and the creation of new pathways to sensitive receptors (including construction workers and controlled waters) during construction.</p>	<p>Noted. Surface water drainage is proposed to be discharged via one of two options, 1. To the Tees Bay via a new outfall to be built by NZT/NEP project or 2. To the River Tees via an existing or new Teeswork outfall following treatment and so therefore there would be no increase in infiltration is proposed. Drainage principles for the Proposed Development are outlined in Section 9.5 of Chapter 9 (ES Volume 1, EN070009/[APP/6.2]-061) and presented on the Indicative Surface Water Drainage Plan (EN070009/[APP/2.12]-018). The Detailed Surface Water Management Strategy will need to be approved pursuant to DCO Requirement, and will be substantial accordance with this indicative drainage plan.</p>

Table 9A-3: Summary of responses to the Statutory Consultation, that has informed the Scope and Methodology of the Surface Water, Flood Risk and Water Resources Assessment

CONSULTEE COMMENTS	SUMMARY OF RESPONSE/ HOW COMMENTS HAVE BEEN ADDRESSED–
<u>Environment Agency</u>	
<p>Flood Risk.– Flood Risk Flood Zones The proposed Hydrogen Pipeline Network route is located within flood-zonesFlood Zones 3, 2 and 1 and is located across some EA assets. - An FRA should be submitted in support of your DCO application. The FRA must assess flood risk from all sources of flooding and recommend mitigation measures that will be implemented to ensure a safe development for the design flood event (1 in 200 year including climate change). It must also demonstrate that flood risk will not be increased elsewhere. - The applicant within the preliminary FRA has classified the development as Essential Infrastructure and has applied the H++ sea level rise for climate change for 75 years (the lifetime of the development in accordance with the Planning Practice Guidance (PPG)). We consider this is an acceptable approach for a development of this scale and nature.–</p>	<p>Noted. This FRA assesses flood risk from all sources of flooding and recommends mitigation measures where required. Further consultation has been undertaken with the Environment Agency with regard to the latest FRA and climate change allowances on 24 November 2023.</p>
<p><u>Main Site Design.</u> Flood risk mitigation will need to be included within the development to ensure it can remain safe for its’ lifetime. This includes having the finished floor levels above the design flood event plus a freeboard allowance of 600mm.</p>	<p>The Main Site is located in Flood Zone 1 (low risk of tidal/fluvial flooding) and following remediation of the site, the development platform will remain above the estimated H++ tidal flood level and therefore remains in Flood Zone 1. Any mitigation beyond setting the level of the development platform has been outlined in this FRA.</p>
<p><u>Hydrogen Pipeline Network.–</u> The proposed hydrogen Pipeline Network route could have impacts on our</p>	<p>The siting of the connection corridors has taken account of the location of the Environment Agency flood defence assets, both</p>

CONSULTEE COMMENTS	SUMMARY OF RESPONSE/ HOW COMMENTS HAVE BEEN ADDRESSED–
<p>existing flood defences, our land and our future flood schemes. These are discussed below: <u>Pipeline Routes</u> -- The proposed Hydrogen Pipeline Network, heading north towards the Venator Plant, could affect our flood defence assets along Greatham Creek. The EA would require the existing flood standard of protection, provided by the defences, to be maintained both during the construction of the pipeline and after its completion.–</p>	<p>existing and future flood defences). Any works required in close proximity to Environment Agency flood defences will be undertaken in line and with the appropriate agreements and consents from the Environment Agency, pursuant to the Protective Provisions for their benefit in the DCO.</p>
<p>The EA’s Greatham North East Flood Alleviation Scheme aims to improve the defences to the south of the Venator Plant. We expect to submit an application for planning permission in spring 2024 and have construction programmed to start in spring 2025.–</p>	
<p>We recognise that more information will be provided in the next stages of the DCO and most of our previous comments to the scoping consultation have been incorporated into the submitted preliminary FRA. We would like to repeat our comments on the pipeline design and construction with the inclusion of a few additional comments. Please note the following comments are needed for your DCO application and any future Flood Risk Activity Permit to ensure there is no loss in performance of our assets.</p>	<p>This comment is noted, responses to subsequent comments are provided below.–</p>
<p>Pipeline Design. If the pipeline crosses a watercourse above ground, it must be appropriately designed and positioned to prevent accumulation of debris and localised increases in water levels.</p>	<p>Noted. Section 9.5 of Chapter 9: Surface Water, Flood Risk and Water Resources (ES Volume 1, EN070009/[APP/6.2]-061) describes the nature of pipeline crossings and impacts on watercourses are assessed in Section 9.6. Design detail would be further developed, and additional details provided as part of the relevant permit applications or protective provisions approvals</p>

CONSULTEE COMMENTS	SUMMARY OF RESPONSE/ HOW COMMENTS HAVE BEEN ADDRESSED-
	(likely permit requirements are also discussed in Section 9.5 Chapter 9: Surface Water, Flood Risk and Water Resources (ES Volume 1, EN070009/[APP/6.2]-061) and secured within protective provisions where appropriate.
<p><u>Flood Risk Consents and Permits.</u> The River Tees is a designated ‘main river’ and under the Environmental Permitting Regulations certain works within 16m of a tidal main river, or within 16m of any flood defence structure on a tidal main river, require a Flood Risk Activity Permit from the EA. Assessments are required for both the temporary and permanent works. This includes works such as but not limited to; directional drilling under the River Tees, construction of outfalls, ground raising and works to construct and maintain the pipeline.– You can find more information on permit requirements using the following link: Flood risk activities: environmental permits - GOV.UK (www.gov.uk). If a permit is required, it must be obtained prior to beginning the works.</p>	Noted. Any work that requires a FRAP will be undertaken in line with Environment Agency requirements. Works details will be considered by the EA secured via a permit application, or via agreed protective provisions approvals. The consents and permits likely to be required by the Proposed Development are outlined in Section 9.5 of Chapter 9: Surface Water, Flood Risk and Water Resources (ES Volume 1, EN070009/APP/6.2). [APP-061] .
<p><u>Marine Management Organisation licence.</u> - You may also need a Marine Management Organisation license depending on if any works will be undertaken below the mean high water springs (MHWS).</p>	The need for a Marine Licence is not expected given that there is no requirement for physical works within the marine environment (i.e. below MHWS) and no significant effects are predicted to occur with trenchless approaches to be used for crossings (e.g. of the River Tees and Greatham Creek). If Case 2B for the Proposed Development is taken forward then process water effluent may be discharged to Tees Bay but using existing infrastructure and the Environmental Permit associated with the

CONSULTEE COMMENTS	SUMMARY OF RESPONSE/ HOW COMMENTS HAVE BEEN ADDRESSED-
	<p>NZT development. No new licences would therefore be expected to be required.</p> <p>If a Marine Licence is required, the Application will include a request to secure the Marine Licence for activities below MHWS via a Deemed Marine Licence (DML). The scope of the DML will be discussed and agreed in consultation with the MMO during the DCO Application process.</p>
<p><u>South Tees Development Corporation (STDC).</u></p>	
<p>We are pleased to note that a Flood Emergency Response Plan is to be prepared. We request to be consulted further on this Plan so that we can input into and fully understand how the site would be evacuated should there be a flood warning.</p>	<p>Noted. Further details are provided within this FRA.</p>
<p><u>MGT Teesside Limited (MGT).</u></p>	
<p><u>Flooding and Water Quality.</u></p> <p>From the Non-Technical Summary we note that the construction may impact the water quality or flooding risk of the River Tees and Dabholm Gut. The MGT site adjoins the River Tees and the Danholm Gut courses through the MGT site. We have been contacted on a number of occasions in the recent past about the quality of both water courses and about flooding caused by blockages to Dabholm Gut. On investigation the issue that caused the quality issue/flooding originated offsite. Construction works are likely to result in such issues in the future and so we request close monitoring of the quality of water courses and that steps are taken to ensure that flooding is not caused.- This is particularly of importance due to the SSI designations near the MGT site.</p>	<p>Chapter 9: Surface Water, Flood Risk and Water Resources (ES Volume 1, EN070009/[APP/6.2]-061] assesses the impacts of the Scheme on watercourses, including the Dabholm Gut.</p> <p>This FRA assesses the risk of flooding from fluvial and tidal sources and recommends mitigation measures where there is potential for the Main Site to increase the risk of flooding to the surrounding area. There are no direct works proposed on Dabholm Gut therefore the risk of flooding, both during construction and operation phases of the Scheme to the surrounding areas from tidal and fluvial sources is low.</p>

CONSULTEE COMMENTS	SUMMARY OF RESPONSE/ HOW COMMENTS HAVE BEEN ADDRESSED-
	<p>The Indicative Surface Water Drainage Plan (EN070009/[APP/2.12]-018) outlines measures to manage the risk of flooding from surface water post development. Surface water drainage is proposed to be discharged via one of two options, 1. To the Tees Bay via a new outfall to be built by NZT/NEP project or 2. To the River Tees via an existing or new South Tees Development Corporation (STDC) outfall, therefore no surface water discharge is proposed to the Dabholm Gut.</p> <p>The Framework Construction Environmental Management Plan (CEMP) (EN070009/APP/5.12)[REP3-003] outlines measures to mitigate potential water quality impacts to water features surrounding the Proposed Development during the construction phase. This includes measures to manage construction site runoff and to prevent spillages on site. The Final CEMP(s) will include a Final Water Management Plan with further details on emergency response, and will also outline water quality monitoring that would be required for watercourses that could be impacted by the works. -</p>

Table 9A-4: Applicant’s Response’s to the Environment Agency Examination Submissions

REF. NO	ENVIRONMENT AGENCY RELEVANT REPRESENTATION ISSUE	APPLICANT RESPONSE	ENVIRONMENT AGENCY’S D2 RESPONSE	APPLICANTS RESPONSE
EA1: FRA	<p><u>Issue: Some of the areas highlighted as compounds are located within Flood Zone 2 and 3.</u></p> <p><u>Impact: Additional mitigation maybe required to ensure these are not at risk of flooding or increase flood risk elsewhere.</u></p> <p><u>Suggested solution: The FRA should be updated to include an assessment of the flood risks associated with the compound areas, and appropriate mitigation.</u></p>	<p><u>Whilst the FRA indicates that compounds are to be located in Flood Zone 1 where possible, where compounds can only be located in Flood Zones 2 and 3 for operational reasons (e.g. minimising vehicle movements, safe and efficient movement of labour and materials to work locations), mitigation measures are presented in the following documents: Flood Risk Assessment [APP-192, Section 9.A.9], ES Chapter 9 Surface Water, Flood Risk and Water Resources [APP-061, Section 9.5] and the Framework CEMP [APP-043]. The Framework CEMP [APP-043] includes a requirement for an</u></p>	<p><u>We accept that temporary compounds will only be located within Flood Zone (FZ) 3 where operationally required. Although the compounds are ‘temporary’ in nature, what is classed as temporary is variable.</u></p> <p><u>We would therefore expect the applicant to consider mitigation and management of flood risk for any temporary compounds within FZ3 and FZ2, and/or within 16m of any tidal statutory main river. Mitigation should reflect the duration of operation and the size of the compound, in order to ensure there is no increase in flood risk on and off site.</u></p> <p><u>If mitigation for the temporary compounds is not being considered</u></p>	<p><u>Temporary compound duration is nominally 2 years for the satellite compounds, 3 years for the main site.</u></p> <p><u>Once the precise location of the temporary compounds within Flood Zone 2 and Flood Zone 3 are finalised mitigation requirements will be considered on a site-by-site basis. Any mitigation measures will be outlined in the details to be provided pursuant to Requirements 11 and 15 of the DCO. Examples of the type of mitigation measures that could be employed include header drains or drainage ditches around the edge of the compound, storm drains</u></p>

<u>REF. NO</u>	<u>ENVIRONMENT AGENCY RELEVANT REPRESENTATION ISSUE</u>	<u>APPLICANT RESPONSE</u>	<u>ENVIRONMENT AGENCY'S D2 RESPONSE</u>	<u>APPLICANTS RESPONSE</u>
		<p><u>Emergency Response Plan and a Flood Risk Management Action Plan (produced as part of the Final CEMP(s)).</u></p> <p><u>The construction compounds are of temporary nature and management of flood risk is a common requirement of construction contractors and their supply chains, the detail of which are proposed to be controlled within Requirement 11 (see above).</u></p> <p><u>As such, we do not consider an update to the FRA is required.</u></p>	<p><u>within the Flood Risk Assessment (FRA) specifically, the applicant should update the FRA to indicate where this associated flood risk is being considered, and where this assessment can be found. Once finalised locations of the temporary compounds are agreed, we wish to review copies of the Flood Risk Management Action Plan, and final Construction Environment Management Plan (CEMP).</u></p>	<p><u>through the site, bunds and grading of the site to be on a slope.</u></p>
<u>EA2: Pipeline Design and Construction</u>	<u>Issue: There is inadequate evidence that demonstrates that all of the proposed infrastructure, in particular the pipeline corridors and critical plant equipment in</u>	<u>As defined in Paragraph A.6.27 of the FRA [APP-192] the Proposed Development is classified as 'Essential Infrastructure' in line with</u>	<u>If the development is classed as essential infrastructure, this needs to be consistently reflected throughout the DCO documents. For example, Appendix 9A: Flood</u>	<u>Infrastructure built as part of the Proposed Development will be designed to remain operational during flood events.</u>

<u>REF. NO</u>	<u>ENVIRONMENT AGENCY RELEVANT REPRESENTATION ISSUE</u>	<u>APPLICANT RESPONSE</u>	<u>ENVIRONMENT AGENCY'S D2 RESPONSE</u>	<u>APPLICANTS RESPONSE</u>
	<p><u>Flood Zone 3 will remain safe in times of a flood.</u></p> <p><u>Impact: There is a risk that elements of the proposed development will not be safe for its lifetime.</u></p> <p><u>Suggested solution: Highly vulnerable infrastructure is not acceptable within Flood Zone 3. They must be classed as 'essential infrastructure' and should be designed and constructed to remain operational and safe in times of flood. This means that equipment necessary for its operational would need to remain dry. We would expect a 1 in 200 year, plus an allowance for climate change, including a 600mm freeboard to be used as the design flood level. The 600mm</u></p>	<p><u>NPPF Annex 3: Flood Risk Vulnerability Classification. Essential Infrastructure is defined as "Essential utility infrastructure which has to be located in a flood risk area for operational reasons, including infrastructure for electricity supply including generation, storage and distribution systems; including electricity generating power stations, grid and primary substations storage; and water treatment works that need to remain operational in times of flood". Due to the connections required and the infrastructure needing to be connected to, some pipelines and infrastructure will be required to be developed in areas identified as Flood Zone 2 or 3. However, largely this</u></p>	<p><u>Risk Assessment, section (9A.6.41 confirms that all essential infrastructure will be developed within FZ3A. However, it fails to state whether it will remain operational in times of a flood, which is one of the criteria as per Table 2 of the Planning Practice Guidance. Additionally, section 9A.9.26 refers to 'recovery time' from a major flood event, yet there should be no need for recovery time as the plant should remain operational if classed as essential infrastructure.</u></p> <p><u>Document APP-093 (Drawings 6.3.15 ES Vol II Figure 5-2 Indicative Pipeline Routings) confirms the Tees is trenchless, in line with your response. However, this drawing indicates many of the pipeline routings are overground. Some of these overground pipeline routings</u></p>	<p><u>Critical plant equipment in the Main Site, Pipeline corridors and AGIs will be identified as required to be protected from flooding and appropriate flood mitigation will be included in the design. CIRIA guidance (C688) shall be used. For example, electrical equipment will be elevated above design flood levels and/or located within bunds.</u></p> <p><u>Recovery time includes time to assess potential impact from flooding which is not limited to loss of containment. Pipelines or equipment can remain operational but must be assessed for corrosion or</u></p>

<u>REF. NO</u>	<u>ENVIRONMENT AGENCY RELEVANT REPRESENTATION ISSUE</u>	<u>APPLICANT RESPONSE</u>	<u>ENVIRONMENT AGENCY'S D2 RESPONSE</u>	<u>APPLICANTS RESPONSE</u>
	<p><u>freeboard accounts for any uncertainty in modelled flood levels, as well as for the presence of any floating debris caught within flood flows, which could damage the pipelines. The applicant should identify all critical plant equipment in Flood Zone 3 including both new and existing above ground infrastructure, and include mitigation measures that allow them to remain safe and operational for the lifetime of the development.</u></p> <p><u>Evidence should be provided in the FRA demonstrating how the design of existing pipelines in Flood Zone 3 are</u></p> <ol style="list-style-type: none"> <u>1) flood resilient,</u> <u>2) if they can currently withstand floodwaters as stated in section</u> 	<p><u>proposed infrastructure will be underground; those elements that aren't (e.g. Above Ground Installations) are typically unmanned and access is normally only required for planned maintenance which can be scheduled to avoid any flood risk events. Details regarding watercourse crossings are provided in Section 9.5 of ES Chapter 9 Surface Water, Flood Risk and Water Resources [APP061] and confirms the crossing of the River Tees and Greatham Creek (and adjacent water features at Seal Sands) will be underground via trenchless technologies (Horizontal Direction Drilling (HDD) or Micro Bored Tunnelling (MBT)). The use of trenchless</u></p>	<p><u>are within FZ3. For example South of the Tees towards Dabholm Gut as well as towards Saltholme Brine Reservoir and the Holme Fleet. Where these above ground pipeline corridors are classed as essential infrastructure and are within FZ3, they are required to remain safe and operational in times of flood and must not impede water flows. This means that equipment necessary for its operation would need to remain dry.</u></p> <p><u><i>The applicant will need to provide evidence that the above ground infrastructure within FZ3 can remain dry for the lifetime of the development using 1 in 200 year, plus an allowance for climate change, including a 600mm freeboard to be used as the design flood level.</i></u></p>	<p><u>water damage which, if not maintained, may lead to further consequences. Recovery time includes taking equipment down for maintenance following an event (flooding or otherwise) which may have compromised equipment performance, and which should be checked as part of best practice. It also includes maintaining or rebuilding flood defences (e.g. bunds) if required to ensure they are to the original specification and their integrity has not been compromised</u></p> <p><u>Above ground pipelines will be assessed for flotation, and if susceptible, appropriate restraints will be put in place to make the design flood</u></p>

<u>REF. NO</u>	<u>ENVIRONMENT AGENCY RELEVANT REPRESENTATION ISSUE</u>	<u>APPLICANT RESPONSE</u>	<u>ENVIRONMENT AGENCY'S D2 RESPONSE</u>	<u>APPLICANTS RESPONSE</u>
	<p><u>9A.9.27 of the FRA CIRIA Report C688 'Flood Resilience and Resistance for Critical Infrastructure' (CIRIA, 2010), and 3) if the existing infrastructure in Flood Zone 3 will be altered/refurbished to meet this standard of protection for the lifetime of the development.</u></p> <p><u>Confirmation is also required on whether the crossing at the River Tees is below ground, above ground or both.</u></p> <p><u>There is reference to both types of crossing in different documents.</u></p>	<p><u>technologies avoids any direct impact to the estuary or creek bed. For the purposes of assessment the worst case depth below the bed is assumed to be 10 m. For the Tees Crossing this is expected to be in the range of 40 to 50 m depth but will be determined following the Ground Investigation at the detailed design phase.</u></p> <p><u>No element of the Proposed Development is classed as Highly Vulnerable infrastructure – in contrast, the nature of the proposed development has low vulnerability, being underground or designed to be exposed to the elements. Locations where further detailed design is required is</u></p>	<p><u>The applicant should also provide evidence which demonstrates existing above ground pipelines meet design standards to be flood resilient and will be maintained in accordance with pipeline design standards and legislative requirements.</u></p>	<p><u>resilient. Impeding flood water is applicable to river floods but not overland flooding which is the majority of the pipeline route. There are many existing aboveground pipelines in these corridors therefore the proposed design will not benefit from higher elevations to avoid impeding water if other pipelines will block the path.</u></p> <p><u>New pipeline constructed for the Proposed Development will be built in line with the CIRIA guidance.</u></p> <p><u>The Applicant can confirm that the design flood level is as-per the quoted amount.</u></p>

<u>REF. NO</u>	<u>ENVIRONMENT AGENCY RELEVANT REPRESENTATION ISSUE</u>	<u>APPLICANT RESPONSE</u>	<u>ENVIRONMENT AGENCY'S D2 RESPONSE</u>	<u>APPLICANTS RESPONSE</u>
		<p><u>proposed to be managed through the process of Protected Provisions and Requirement 11 (see response to EA 18 below).</u></p> <p><u>Existing above ground pipelines including those in the Linkline corridor are appropriately designed, protected and maintained in accordance with pipeline design standards and legislative requirements.</u></p>		<p><u>Where existing above ground pipelines are under the control of a third party the Applicant cannot currently demonstrate that the pipelines meet design standards.</u></p> <p><u>In the case of the existing buried natural gas pipeline which is under the control of a third party the Applicant will check the integrity status of the pipeline.</u></p>
<u>EA3: Temporary Construction and enabling works (flood risk)</u>	<u>Issue: The Applicant has described several temporary construction and enabling works such as but not limited to temporary storage in the floodplain, open-trench channels and trenchless channels, directional drilling under the tees, utilising existing culverts and overbridges. However, these</u>	<u>Mitigation measures are presented in the following documents: Flood Risk Assessment [APP-192, Section 9.A.9], ES Chapter 9 Surface Water, Flood Risk and Water Resources [APP-061, Section 9.5] and the Framework CEMP [APP-043]. Mitigation</u>	<u>We are satisfied with the proposed approach. The FRA should be updated stating that flood risk surrounding temporary and enabling works are being considered, and reference which documents these assessments can be found. We can review construction methods through a</u>	<u>The FRA does not need to be refined, as detailed mitigation measures are not yet known and will be determined pursuant to the Protective Provisions and Requirements.</u>

<u>REF. NO</u>	<u>ENVIRONMENT AGENCY RELEVANT REPRESENTATION ISSUE</u>	<u>APPLICANT RESPONSE</u>	<u>ENVIRONMENT AGENCY'S D2 RESPONSE</u>	<u>APPLICANTS RESPONSE</u>
	<p><u>have not been adequately considered within the FRA.</u></p> <p><u>Impact: Potential increase of flood risk from the temporary construction and enabling works.</u></p> <p><u>Suggested solution: Temporary works and enabling works in Flood Zone 3 need to be assessed and considered in the FRA. The FRA should demonstrate the use of operational controls and/or mitigation measures throughout the construction phase, and minimise flood risk in areas at high-risk of flooding. Furthermore, it is vital there are no adverse impacts to the EA's flood defence assets along Greatham Creek.</u></p>	<p><u>measures specific to maintaining the integrity of flood defences, including Greatham Creek, are provided within the aforementioned documents. Further, defining specific mitigation measures at this stage will limit opportunities for refinement and optimisation relating to temporary construction activities and enabling works, whereas the Protective Provisions and Requirement 11 permit approaches to be refined and evolve whilst protecting the environment, development and others from increased flood risk.</u></p> <p><u>As a result of these mitigation measures, the Applicant does</u></p>	<p><u>final CEMP and/or through the protective provisions regime if agreed.</u></p>	

<u>REF. NO</u>	<u>ENVIRONMENT AGENCY RELEVANT REPRESENTATION ISSUE</u>	<u>APPLICANT RESPONSE</u>	<u>ENVIRONMENT AGENCY'S D2 RESPONSE</u>	<u>APPLICANTS RESPONSE</u>
		<u>not consider an update to the FRA is needed</u>		
<u>EA17: Schedule 12 Protective Provisions</u>	<p><u>Issue: The supporting documents indicate that the Applicant wishes to disapply some EA consents/permits. Furthermore, it is unclear which permits/consents the Applicant seeks to disapply.</u></p> <p><u>Impact: We are unable to disapply any EA consents/ permits at present.</u></p> <p><u>Suggested Solution: Further discussions between the Applicant and the EA to be undertaken.</u></p>	<p><u>The consents sought to be disappplied by the draft DCO are set out in article 9 of the draft DCO and from an EA perspective, include Flood Risk Activity Permits and Water Resources Act 1991 byelaws. The Applicant recognises that the EA will need to be comfortable with the Protective Provisions regime that has been put in place in the alternative for these consents. Draft Protective Provisions have been included in the draft DCO, which are based on what the Applicant understands to be the EA's preferred form, adapted to this application.</u></p>	<p><u>The applicant should not apply for both protective provisions and flood risk activity permits, and should only progress down one route or the other.</u></p> <p><u>If the applicant wishes to disapply the Flood Risk Activity Permit, we require further details on the specific flood risk activities proposed as part of this work to determine their risk category. The list of generic flood risk activities covered under EPR regulations is available within Chapter 2 Table 1.1 Application Charge Table (Page 33-37), The Environment Agency (Environmental Permitting and Abstraction Licensing) (England) Charging Scheme 2022: version 1.4 (publishing.service.gov.uk).</u></p>	<p><u>The Applicant has not sought to apply for both protective provisions and FRAPs – it has sought to disapply the latter.</u></p> <p><u>The Applicant will discuss with the EA the information it is exactly seeking through the SoCG [REP4-019] – the information it has provided with the DCO Application is commensurate with other DCOs where disapplication has been agreed by the EA.</u></p>

<u>REF. NO</u>	<u>ENVIRONMENT AGENCY RELEVANT REPRESENTATION ISSUE</u>	<u>APPLICANT RESPONSE</u>	<u>ENVIRONMENT AGENCY'S D2 RESPONSE</u>	<u>APPLICANTS RESPONSE</u>
<p><u>EA18: Requirement 11 – flood risk</u></p>	<p><u>Issue: We note the inclusion of Requirement 11. However, it is unclear what the purpose of this Requirement is and why it has been included in the draft DCO.</u></p> <p><u>Impact: Lack of clarity regarding this Requirement.</u></p> <p><u>Suggested Solution: We are unable to agree to this Requirement and would welcome further discussions with the Applicant.</u></p>	<p><u>With a planned construction period in excess of 5 years and a sector that is evolving and adapting to innovative ways of working, Requirement 11 has been proposed to facilitate opportunity for the proposed works, permanent and temporary (and associated flood risk measures) to be further refined by the Contractor, in order to avoid stifling opportunities for innovation and reduced carbon in delivery as temporary works and construction methodologies evolve. Requirement 11, along with the Protective Provisions (see above) ensures retention of control of the approval process to protect the environment,</u></p>	<p><u>The principle of this requirement is welcomed. Engagement is ongoing between the EA and applicant regarding this requirement.</u></p>	<p><u>The Environment Agency's response is noted. The Applicant will continue engagement with the Environment Agency through the SoCG [REP4-019].</u></p>

<u>REF. NO</u>	<u>ENVIRONMENT AGENCY RELEVANT REPRESENTATION ISSUE</u>	<u>APPLICANT RESPONSE</u>	<u>ENVIRONMENT AGENCY'S D2 RESPONSE</u>	<u>APPLICANTS RESPONSE</u>
		<p><u>development and others from increased flood risk. The Applicant is engaging in further discussion on this matter with the EA.</u></p>		

Change Report

- 9A.3.7 Since submission of the DCO Application, the Applicant has continued with detailed design development and refinement, while also engaging with Interested Parties with a view to addressing their comments and agreeing common ground. This work identified a number of changes to the Proposed Development.
- 9A.3.8 A Change Application Report [CR1-044], along with the documents indicated in the Change Application Report Schedule of Application Documents [CR1-048] represents the Change Application for the purposes of Step 4 of the PINS advice and was submitted into Examination on 17 October 2024.
- 9A.3.9 With regards to flood risk, none of the Proposed Development Changes would result in modifications to the surface water and flood risk impacts during Proposed Development construction, operation or decommissioning as reported in this FRA.
- 9A.3.10 Drainage arrangements to accommodate changes in the building dimensions (Change 7) would be captured within the Detailed Surface Water Drainage Strategy which is a requirement of the draft DCO [REP4-004](Requirement 10(1)) – this would not result in any change to the assessment as presented in this FRA. The reduction in the Main Site area (Changes 2.C and 2.D) would likely reduce surface water runoff volume.

9A.4 Site Information

Location, Land Use and Topography

- 9A.4.1 The Proposed Development Site is located on part of the former Redcar Steelworks site to the east of Redcar Bulk Terminal (referred to as ‘the Foundry’) on the south bank of the River Tees, approximately 1.6 km east from the town of Redcar and 1.4 km north-east of Dormanstown.
- 9A.4.2 The indicative boundary for the Main Site currently encompasses an area of approximately 42.5 ha, whilst the wider Proposed Development Site encompasses an area of approximately 1,391 ha.
- 9A.4.3 The Main Site is located on brownfield land that currently contains some above and below ground structures and redundant services associated with the former steelworks. The removal of those structures, clearance and any necessary remediation of Main Site will be undertaken before the construction of the main structures of the Proposed Development.
- 9A.4.4 The area is coastal, being located immediately south-west of Teessmouth, at approximately 4 to 8 m above ordnance datum (AOD). OS mapping and LiDAR Digital Terrain Model (DTM) of 1 m grid resolution, obtained from the DEFRA Data Services Platform (Defra, 2023), has been reviewed (presented in Plate 9A-1). The Main Site is currently generally at 7.0 m AOD +/- 0.5 m with a minimum ground level of 6.5 m AOD and isolated areas of higher topography.

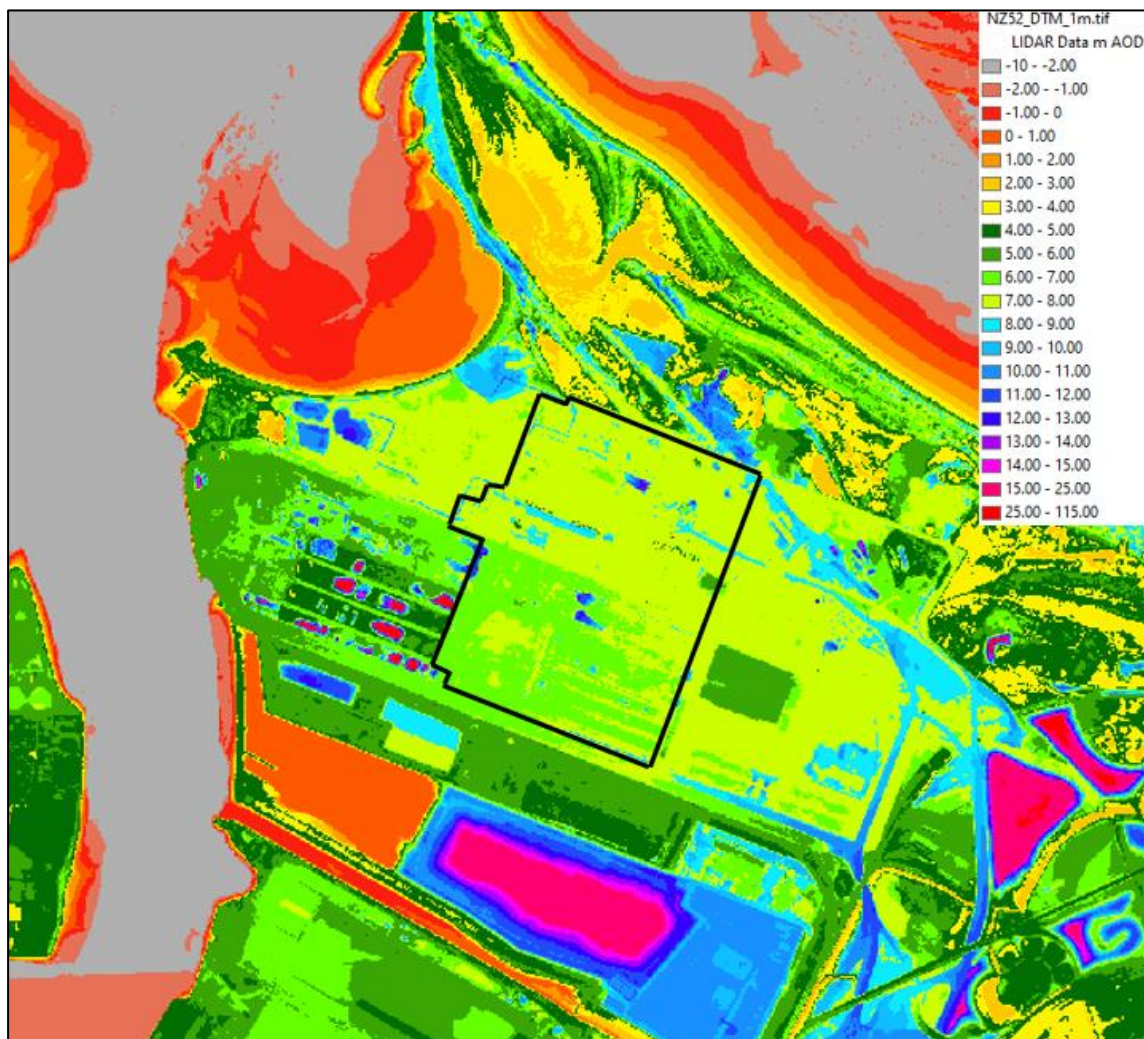


Plate 9A-1: Site Topography Obtained from Lidar Composite DTM 1m and Main Site Boundary

- 9A.4.5 Coatham Sands is immediately to the north and Bran Sands is to the west (see Figure 9-1: Surface Water Features and their Attributes [\(ES—Volume—II, EN070009/APP/6.3\)](#)—[APP-106]). The Proposed Development Site is currently industrial, comprising former steelworks structures.
- 9A.4.6 The Proposed Development Site boundary extends west across the River Tees at the southern extent of Bran Sands and further south close to Teesport (see Figure 9-1: Surface Water Features and their Attributes [\(ES—Volume—II, EN070009/APP/6.3\)](#)—[APP-106]). The crossing of the River Tees is included to incorporate the Hydrogen Pipeline Corridor infrastructure required by the Proposed Development.
- 9A.4.7 South of the River Tees, the Proposed Development Site boundary extends south to Grangetown to accommodate the Electrical Connection Corridor, Water Connections Corridor and Hydrogen Pipeline Corridor.

- 9A.4.8 The Proposed Development Site boundary to the north of the River Tees generally follows existing pipeline routes on reclaimed land to the south of the Seal Sands inter-tidal mudflats. The Hydrogen Pipeline Corridor extends west as far as Cowpen Bewley Woodland Park, and south into the industrial area at the eastern edge of Billingham. This whole section of the Proposed Development Site is low lying, being between 0 and 10 m AOD.
- 9A.4.9 The topography across the Proposed Development Site, extending south and southwest of the Main Site in the areas of the Hydrogen Pipeline Corridor rises to the south and west, reaching 25 m AOD at Lazenby and 30 m AOD in Grangetown.
- 9A.4.10 The immediate surroundings include heavy industry on the banks of the Tees, mudflats to the north, marshland at Saltholme and Cowpen Marsh, and the River Tees itself. There are numerous large standing bodies of water in the marshland areas as well as small watercourses draining towards Seal Sands (which is included within local Site of Special Scientific Interest (SSSI) and SPA designations).
- 9A.4.11 The Main Site, together with the Electrical Connection Corridor, the Natural Gas Connection Corridor, the Other Gases Connection Corridor, the Water Connections Corridor, and the CO₂ Export Corridor fall within the administrative boundary of RCBC in the ward of South Bank. A part of the Hydrogen- Pipeline Corridor crosses the River Tees and will be located in the administrative boundary of STBC in the Billingham Ward and a small area will cross into the southern area in the administrative boundary of HBC. [Further information with regards to the Connection Corridors, including the Hydrogen Pipeline Corridor is provided in the Pipelines Statement \[CR1-020\].](#)

Hydrology and Flood Risk Management Infrastructure

Surface Water Features

- 9A.4.12 For the purposes of the FRA a Study Area of 1 km from the Proposed Development Site boundary was adopted. As flood risk impact can also impact upstream and downstream, the FRA also considers a wider Study Area than 1 km outside of the Proposed Development Site boundary, where relevant. Professional judgement has been applied to identify the extent to which such features are considered.
- 9A.4.13 A site walkover was undertaken on 15 February 2023 in cold, dry but overcast conditions. Using observations taken on this visit, data from OS mapping and the Environment Agency Catchment Data Explorer website (Environment Agency, n.d.c), a summary list of the surface waterbodies and where relevant to the assessment, groundwater waterbodies, listed in Table 9A-45, were identified within the Study Area and are presented on Figure 9-1: Surface Water Features and Their Attributes ([ES Volume II, EN070009/APP/6.3](#)), [APP-106].

Table 9A-5: Surface Waterbodies

NAME	COASTAL/MAIN RIVER/ORDINARY WATERCOURSE	TRIBUTARY OF	WATERCOURSE DESCRIPTION	SITE OBSERVATIONS
Tees Bay (North Sea)	Coastal (tidal)	N/A	Tees Bay stretches from approximately 20 km south-east of Redcar at Boulby, to approximately 13 km northwest of Redcar at Crimdon. It includes a total area of 88.31 km ² .	The Tees Coastal waterbody was observed from Coatham Sands between Redcar and Teesmouth. The waterbody is backed by a wide sandy beach and sand dunes and is popular for recreation. Coatham Sands has, in places along its length, been strongly influenced by historic deposition of slag from local ironworks. This means that large parts of the dunes are a mix of slag deposits and natural marine-deposited and subsequently wind-blown sand. Within the sand dune complex are a number of ponds and wetland areas. Discharge infrastructure was not apparent and is presumably buried or only observable at very low tide. One pipe was noted across the beach emanating from the direction of Cleveland Links golf course and the area of Warrenby Industrial Estate and is likely to be for discharges to the Tees.
River Tees	Main River (tidal)	N/A	The River Tees extends from the Tees Barrage, east of Stockton-on-Tees, to Teesmouth. This is approximately 16 km. It includes a total area of 11.44 km ² .	The River Tees is approximately 1.6 km to the west of the Main Site. The River Tees is tidal at this location, with the normal tidal limit approximately 14 km upstream, at the Tees Barrage. The Tees was observed from near the Dabholm Gut on the south bank. At this point the estuary is approximately 455 m wide. The estuary is also a busy route for navigation with docks and jetties on both banks. Land either side of the waterbody is

NAME	COASTAL/MAIN RIVER/ORDINARY WATERCOURSE	TRIBUTARY OF	WATERCOURSE DESCRIPTION	SITE OBSERVATIONS
				flat, having been largely reclaimed in this area and is currently occupied by various heavy industries.
Belasis Beck	Ordinary Watercourse	Holme Fleet (Within Tees Transitional WFD Waterbody catchment)	Belasis Beck appears to rise from ponds in Belasis Hall Technology Park (NZ 47373 23267) and flows east for 2 km before its confluence with Holme Fleet within Saltholme Nature Reserve at NZ 49071 23577.	Belasis Beck was observed in the pastoral fields adjacent to Cowpen Bewley Road, where the main channel appeared to be shallow and wide (~6 to 7 m). Water levels were high during the site visit and overtopping slightly onto the floodplain. Here the channel flows roughly parallel with an adjacent pipeline, which cuts through the fields either side of the road. Flow was sluggish as a result of the shallow gradient and probable tidal locking. The road crossing appeared largely buried at this location, and flows appeared to be backing up upstream of the road leading to the spillage onto the floodplain.
Dabholm Beck	Ordinary Watercourse	River Tees	Dabholm Beck is a drainage channel marked on mapping as flowing north-east above ground for 700 m between NZ 56161 23102 and NZ 56710 23730. It then flows north-west into the tidal Dabholm Gut.	The Dabholm Gut flows to the River Tees approximately 0.8 km south of the Proposed Development Site boundary. The Dabholm Gut is an artificial channel of around 1 km length, left following historic land reclamation. Upstream is Dabholm Beck, which is formed from the coalescence of numerous small watercourses and drains through an area of freshwater marshland to the north-west of the Wilton International Site (upstream of the tidal limit). Dabholm Beck has a single stem channel around 3 to 4 m wide, incised and straight being indicative of extensive past modification. There are several
Dabholm Gut	Ordinary Watercourse (tidal)	River Tees	Dabholm Gut is a tidal channel on the east bank of the Tees, left when	

NAME	COASTAL/MAIN RIVER/ORDINARY WATERCOURSE	TRIBUTARY OF	WATERCOURSE DESCRIPTION	SITE OBSERVATIONS
			the land on both sides was reclaimed from the River Tees.	large outfalls that discharge into the channel. At the tidal limit where it becomes Dabholm Gut, the channel widens to approximately 30 m and numerous other active outfalls were observed with relatively high rates of discharge. There are numerous consented discharges here from the adjacent industry. The channel width remains constant up to the confluence with the Tees. During especially high tides anecdotal evidence suggests the channel has been known to overtop onto the adjacent access road.
Greatham Creek	Main River	River Tees	Greatham Creek is the estuarine section of Greatham Beck, which flows from the north of Elwick (NZ 45077 33468) to Seal Sands (NZ 51667 25568).	Greatham Creek was observed during the site visit at Greatham Creek Bridge (A178 road crossing). Here, historic modifications are evident, particularly downstream of the road crossing, with raised stone banks and embankments containing this tidal river maintaining a straightened length through to the River Tees. There are three existing structures downstream of the A178 road crossing, comprising two other bridge crossings and a series of in-channel piers that formed part of a redundant crossing. The watercourse is sinuous upstream of the A178 and forms part of a dynamic system of intertidal channels and marsh. Bed and bank sediment comprised fine material which is likely reworked with each tide. The watercourse has an approximate Mean High Water width of 60 m, although width varies considerably through the more natural length upstream

NAME	COASTAL/MAIN RIVER/ORDINARY WATERCOURSE	TRIBUTARY OF	WATERCOURSE DESCRIPTION	SITE OBSERVATIONS
				of the road crossing. There is a history of tidal flooding and breach of the defences at Greatham Creek.
Kettle Beck	Ordinary Watercourse	River Tees	Kettle Beck rises at Lazenby Bank and flows approximately 4 km generally north along the edge of the Wilton International Site, beneath the A1085, beneath the Teesside Works (Lackenby), and beyond the A1053 before discharging to the Tees. The exact course of the watercourse is not clear from online mapping north of the A1085 as the watercourse is culverted.	Kettle Beck was observed at the western edge of the Wilton International Site. Here the channel was between 2 and 3 m wide, with an artificial, straightened character. The bed was dominated by fine sediment with some isolated very fine gravel accumulations. Flow was impeded by a road culvert at the observation site, which consisted of six small diameter (~0.5 m) pipes. The banks rose steeply from the channel bed and were incised meaning the channel is likely disconnected from the floodplain.
Holme Fleet	Main River	River Tees	Holme Fleet is a marshland channel that meanders between Cowpen Marsh (NZ 50596 24732) and Port Clarence (NZ 50703 21620). It is around 5.6 km in length, and a large number of marshland channels join the Fleet, which also flows through several marshland open waterbodies and reedbeds.	Not visited during the site visit as it is outside of the Proposed Development Site boundary but still considered, where relevant, within the Study Area of the assessment.

NAME	COASTAL/MAIN RIVER/ORDINARY WATERCOURSE	TRIBUTARY OF	WATERCOURSE DESCRIPTION	SITE OBSERVATIONS
Kinkerdale Beck	Ordinary Watercourse	River Tees	This watercourse is mapped as a surface waterbody for 320 m at the north-western extent of the Wilton International Site (NZ 56071 20996) and is then in culvert. As such, the source and exact course of the watercourse is not known, although it is known to outfall to the Lackenby Channel.	Kinkerdale Beck is a 2 to 3 m wide ditch which appears to be fed from an overflow connection from Kettle Beck. It was observed just downstream of Kettle Beck where it has an artificial, straightened character with steep banks. The bed was dominated by fine sediment. Water in this section of the channel was largely ponded. Further downstream the watercourse is largely culverted beneath the Wilton International Site.
Castle Gill	Ordinary Watercourse	River Tees	Castle Gill is a short watercourse, which flows for approximately 1.5 km in a south-westerly direction within the southern extent of the Wilton International Site, from NZ 57760 20577 to NZ 56121 20500.	This watercourse was not observed during the initial site visit as it would not be expected to be directly impacted by the Proposed Development. Aerial photography indicates it is partly in culvert, straightened and heavily modified with a width of approximately 2 to 3 m.
Knitting Wife Beck	Ordinary Watercourse	River Tees	This watercourse rises just north of the A66 in Grangetown (NZ 55172 20910), before flowing north for approximately 300m towards the Lackenby Steelworks. The watercourse is then culverted and so the course alignment is unclear	The watercourse was visited as it emerges from an approximately 1 m wide box culvert to the north of the A66. The channel was approximately 1 to 1.5 m wide, and artificial in nature being straight with steep incised banks rising 2 to 3 m from the channel bed. Fine sediment accumulations were abundant; the channel was largely overgrown.

NAME	COASTAL/MAIN RIVER/ORDINARY WATERCOURSE	TRIBUTARY OF	WATERCOURSE DESCRIPTION	SITE OBSERVATIONS
			but is known to outfall at the Lackenby Channel.	
Lackenby Channel	Ordinary Watercourse	River Tees	The Lackenby Channel is a drainage cut between the Lackenby steelworks (NZ 55305 22207) and the eastern bank of the River Tees (NZ 54145 23341). It is approximately 1.6 km in length and conveys flows from Knitting Wife Beck, Kinkerdale Beck and Kettle Beck to the Tees.	Lackenby Channel was not visited during the site visit, but aerial photography, available online, indicates that it is an artificial, straight channel varying between 10 and 15 m in width.
Mains Dike	Ordinary Watercourse	River Tees	Mains Dike watercourse rises from a spring in Wilton Wood to the south-east of the Proposed Development Site at NZ 59328 19741. The watercourse then flows north along the eastern boundary of the Wilton International Site, and into the Mill Race at NZ 57893 22824.	Mains Dike was observed along the eastern edge of the Wilton International Site where it was very straight, around 1 m in width and with steep incised banks rising around 4 m from the channel. Significant sediment accumulations were observed downstream of the Mains Dike Bridge culvert. There was also evidence of some lateral erosion of the banks and the formation of small, alternating fine gravel lateral bars, although the gradient was still shallow and the channel stable.
Mill Race	Ordinary Watercourse	The Fleet River Tees (S	The course of the Mill Race is unclear as it is largely culverted but	The Mill Race was observed within the Wilton International Site to the south of the A1085. Here the watercourse was overly

NAME	COASTAL/MAIN RIVER/ORDINARY WATERCOURSE	TRIBUTARY OF	WATERCOURSE DESCRIPTION	SITE OBSERVATIONS
		Bank WFD Waterbody)	appears to emanate from coalescence of ditches and watercourses at NZ 57893 22824, then flows north of the Wilton International Site beneath the A1085. It remerges at NZ 57102 24152 and flows west into The Fleet.	wide (around 3.5 to 4 m wide) leading up to a circular culvert of around 2 m diameter, with artificial concrete banks in places. Banks were steep and incised. The bed was dominated by fine sediment. There are numerous service crossings of the watercourse at this location. The Mill Race was also observed downstream of the A1085 adjacent to the Trunk Road roundabout where it was 2 to 3 m wide, very straight, with a bed dominated by fine sediment. Road runoff appears to discharge into the channel.
Mucky Fleet / Swallow Fleet	Ordinary Watercourse	River Tees	Mucky Fleet and Swallow Fleet are meandering channels draining Cowpen Marsh. A large number of marshland channels intersect these channels, which ultimately drain to the River Tees.	Swallow Fleet was observed from the viewing platform on the A178. The watercourse was approximately 30 m wide at its widest point, although this varied. A network of interconnected marshland channels join Swallow fleet, along with several linear, artificial drainage channels. Fine sediment dominates in this intertidal habitat and is likely reworked with each tide.

- 9A.4.14 In addition to the watercourses described in Table 9A-45, there are numerous drains and ditches in the Study Area. These predominantly relate to drainage infrastructure in the industrial areas, and many are culverted beneath ground and so their exact course is unclear. In places, the drainage channels are visible above ground and are typically of the order of 0.5 to 1 m in width, ephemeral (i.e. flowing for only part of the year or only after storms), and have artificial engineered and sometimes concrete channels.
- 9A.4.15 There is also a network of small watercourse channels throughout the saltmarsh and wetland area to the south and south-west of Seal Sands. Some of these channels were observed on site from the Saltholme Royal Society for the Protection of Birds (RSPB) Nature Reserve, and they are small (1 to 2 m wide) low gradient, single thread, meandering waterbodies that are closely connected to their floodplains.
- 9A.4.16 There are a large number of still waterbodies across the Proposed Development Site, the majority of which are small ponds or artificial standing waterbodies. The majority of these on the south-east bank of the Tees are small artificial waterbodies and ponds related to the surrounding industrial land use. To the north-east of the Tees there are further artificial and industrial waterbodies, such as the large brine reservoirs immediately north of the Proposed Development Site at Saltholme. The surrounding wetlands here also include several large, interconnecting waterbodies. The ponds within the Proposed Development Site boundary itself are predominantly very small and generally artificial, with the exception being several waterbodies within the South Gare and Coatham Dunes.

Flood Management Infrastructure

- 9A.4.17 The Environment Agency own and maintain a number of flood defence assets along the River Tees near the Proposed Development Site and in the wider Study Area. These include a series of embankments and walls upstream and downstream of the Tees Transporter Bridge and defences around the Greatham Creek delta flowing into Seaton on Tees Channel. (See maps provided by the Environment Agency in Annex A). There are also demountable defences that when erected create a wall with the same standard of protection as the surrounding defences. These are privately owned and maintained by Wilton International Site.
- 9A.4.18 The tidal defences in proximity to the Main Site consist of a combination of high ground and raised defences, including floodwalls and flood banks. According to information provided by the Environment Agency (Annex A) they are in Very Good to Good condition and reduce the risk of flooding up to a 0.5% Annual Exceedance Probability (AEP) (1 in 200 probability of occurrence in any year) event. The Environment Agency inspects these defences routinely to ensure potential defects are identified.
- 9A.4.19 Additional information on specific areas of flood defences has been provided by the Environment Agency (see Annex A) and are detailed below.

Port Clarence

9A.4.20 In 2019, the Environment Agency completed a major flood defence scheme to protect Port Clarence and some of the surrounding industrial areas from tidal flooding. The works comprised the following phases:

- Phase 1 of the works involved improving the defences along the north bank of the River Tees both up and downstream of the Transporter Bridge. This involved a new flood wall through the Wilton International Site, a road hump just before the access to the bridge and improvements to the flood bank downstream of the bridge. This work is now complete and is the main protection for Port Clarence.
- Phase 2 involved improving the defences along the south bank of Greatham Creek. This work has improved the protection of the industrial complexes near Seal Sands and also prevents Port Clarence flooding from the north during extreme tidal events.

9A.4.21 Flood defences along the frontage of Port Clarence comprise a combination of flood embankments and flood walls and provide a standard of protection up to and including the 0.5% AEP (1 in 200) flood event.

9A.4.22 The defence crest levels are between approximately 4.59 m to 5.2 m AOD and, according to the Environment Agency asset condition inspection, are in Very Good to Fair condition.

Greatham South

9A.4.23 Flood defences at Greatham South are located between NGR NZ 50259 25412 and NZ 50934 25418, comprised of flood embankments. No information on the standard of protection or the defence crest levels is provided. According to the Environment Agency asset condition inspection the defences are in Good to Fair condition.

Greatham Creek

9A.4.24 Flood defences along Greatham Creek (including areas of Greatham, Greatham Marsh and Claxton Beck) comprise flood embankments and provide a standard of protection between a 20% AEP (1 in 5) and 0.65% AEP (1 in 153) flood event.

9A.4.25 The defence crest levels are between approximately 4.52 m to 6.66 m AOD and, according to the Environment Agency asset condition inspection, are generally in Good to Fair condition.

Seal Sands (Hartlepool)

9A.4.26 Flood defences at Seal Sands comprise flood embankments and provide a standard of protection between 20% AEP (1 in 5) and 2% AEP (1 in 50) flood event.

9A.4.27 The defence crest levels are between approximately 3.44 m to 4.85 m AOD and, according to the Environment Agency asset condition inspection, are generally in Fair condition.

Portrack (Stockton on Tees)

9A.4.28 Flood defences along the course of Lustrum Beck at Portrack comprise a combination of flood embankments and high ground. No information on the standard of protection, the defence crest levels, or the condition of the defences is provided.

Greatham North East Flood Alleviation Scheme (Proposed)

9A.4.29 The Environment Agency are currently developing a flood alleviation scheme on the north bank of Greatham Creek and Seal Sands (see indicative plan “Greatham North East Flood Alleviation Scheme” presented in Annex A). The Environment Agency are currently undertaking the detailed design of the scheme and hope to commence construction on site in summer 2024. The scheme includes the following elements:

- the construction of a new flood embankment with a crest height of approximately 5.5 m AOD to the north, west and south of Greenabella Marsh adjacent to the Venator Plant Site;
- breach of the existing Greenabella flood embankment in two locations. The remaining sections of the defence will be retained to act as a high tide roost. The managed realignment will see the creation of intertidal mud at Greenabella Marsh;
- the existing Greatham Creek embankment will be repaired, and a regulated tidal exchange (RTE) structure installed to enable tidal connectivity in future; and
- creation of habitat to the west of Marsh House Farm in a former arable field owned by the Environment Agency.

Anticipated Ground Conditions and Hydrogeology

Geology

9A.4.30 Full details on geology and groundwater are provided in Chapter 10: Geology, Hydrogeology and Contaminated Land ([ES Volume 1, EN070009/APP/6.2-\[APP-062\]](#)). In summary, the British Geological Survey (BGS) Geindex (onshore) viewer (BGS, n.d.) indicates that the solid geology beneath the Main Site consists of strata of Triassic and Jurassic age.

9A.4.31 Immediately around the River Tees and to the south of Teesmouth the bedrock is Mercia Mudstone. To the south of the Tees, the northern section of the Proposed Development Site is also underlain by Mercia Mudstone, while the southern half of the Proposed Development Site consists of Redcar Mudstone which also stretches south to beyond the Wilton International site and includes the majority of the town of Redcar.

9A.4.32 To the north of the Tees, Mercia Mudstone underlies the Seal Sand Industrial Estate, but then gives way to Sherwood Sandstone Group which is widespread and underlies Seal Sands, Cowpen Marsh, Saltholme and the town of Billingham.

9A.4.33 Made ground is present at most of the Proposed Development Site, under there are superficial deposits –consisting of Tidal Flat Deposits (sand, silt, and clay), Glaciolacustrine Deposits, and Glacial Till Deposits. These are found beneath the

River Tees, Teesmouth, Seal Sands, Cowpen Marsh and Saltholme. To the north-east of the Proposed Development Site in the coastal area adjacent to Coatham Sands there are deposits of Beach and Tidal Flat Deposits and Blown Sand. The Lackenby Steelworks, Grangetown and Lazenby are underlain by glaciolacustrine deposits, Redcar is underlain by Devensian Till (diamicton). The north-west of the Study Area towards Cowpen Bewley is underlain by glaciolacustrine deposits. There are marine beach deposits on the coastline north of Teesmouth.

~~9A.4.34~~ Bedrock and superficial geology present beneath the Proposed Development Site is summarised in Table 9A-~~56~~. Further information is provided on Figure 10-2 Superficial Geology and Figure 10-3: Bedrock Geology (~~ES Volume II, EN070009/[APP/6.3]~~).

[9A.4.34 -112\].](#)

Table 9A-6: Geology

SITE	FLOOD ZONE (FZ)	ARTIFICIAL GEOLOGY (MADE GROUND)	SUPERFICIAL GEOLOGY	BEDROCK GEOLOGY
Main Site	FZ1	Present – most of the Main Site, apart from the north-eastern corner	<p>Tidal Flat Deposits: BGS geological mapping anticipates that the Tidal Flat Deposits underlie the entirety of the Main Site. Glaciolacustrine Deposits: It is anticipated that Glaciolacustrine Deposits will underlie the Tidal Flat Deposits.</p> <p>Till, Devensian: It is anticipated that Glacial Till Deposits will underlie the Tidal Flat Deposits and Glaciolacustrine Deposits.</p>	<p>Redcar Mudstone Formation (Lias Group): The south-east corner is anticipated to be underlain by the Redcar Mudstone Formation.</p> <p>Penarth Group (Rhaetian): A thin strip of land through the centre of the Main Site, and the Redcar Mudstone Formation are anticipated to be underlain by the Penarth Group.</p> <p>Mercia Mudstone Group (Triassic): The north-west extent and the Penarth Group are anticipated to be overlain by the Mercia Mudstone Group.</p>
CO ₂ Export Corridor	FZ1	Present – most of Corridor, apart from north-western corner	<p>Blown Sand: The north-east corner is underlain by Blown Sand Deposits.</p> <p>Tidal Flat Deposits: The remainder of the Corridor, and the Blown Sand Deposits are anticipated to be underlain by Tidal Flat Deposits.</p> <p>Glaciolacustrine Deposits: It is anticipated that Glaciolacustrine Deposits will underlie the Tidal Flat Deposits in places.</p>	<p>Redcar Mudstone Formation (Lias Group): The Redcar Mudstone Formation is anticipated to underlie most of the Corridor, apart from a small parcel of land in the north-west and south-west corner. Penarth Group (Rhaetian): The north-west corner and far south-west corner and the Redcar Mudstone Formation are anticipated to be underlain by the Penarth Group.</p>

SITE	FLOOD ZONE (FZ)	ARTIFICIAL GEOLOGY (MADE GROUND)	SUPERFICIAL GEOLOGY	BEDROCK GEOLOGY
			Till, Devensian: It is anticipated that Glacial Till Deposits will underlie the Glaciolacustrine Deposits.	Mercia Mudstone Group (Triassic): The Mercia Mudstone Group underlies the Penarth Group.
Natural Gas Connection Corridor	FZ1	Present – most of the Corridor, apart from a small parcel of land to the north	<p>Blown Sand: The north extent is anticipated to be underlain by Blown Sands.</p> <p>Tidal Flat Deposits: The remainder of the Corridor and the Blown Sand Deposits are anticipated to be underlain by Tidal Flat Deposits.</p> <p>Glaciolacustrine Deposits: It is anticipated that Glaciolacustrine Deposits will underlie the Tidal Flat Deposits.</p> <p>Till, Devensian: It is anticipated that Glacial Till Deposits will underlie the Glaciolacustrine Deposits.</p>	<p>Redcar Mudstone Formation (Lias Group): The Redcar Mudstone Formation is anticipated to underlie most of the Corridor, apart from a small parcel of land in the far west.</p> <p>Penarth Group (Rhaetian): The west corner and the Redcar Mudstone Formation are anticipated to be underlain by the Penarth Group.</p> <p>Mercia Mudstone Group (New Red Sandstone Supergroup): The Mercia Mudstone Group is anticipated to underlie the Penarth Group.</p>
Water Connection Corridor	FZ1, FZ2, FZ3a	Present – western extent of the Corridor.	<p>Blown Sand: The central area of the Corridor is anticipated to be underlain by Blown Sands.</p> <p>Tidal Flat Deposits: The remainder of the Corridor and the Blown Sand Deposits are anticipated to be underlain by Tidal Flat Deposits.</p>	<p>Redcar Mudstone Formation (Lower Lias): The Redcar Mudstone Formation is anticipated to underlie most of the Corridor, apart from a small parcel of land in the north-west and south-west corner. Penarth Group (Rhaetian): The north-west corner, south-west corner and the Redcar Mudstone</p>

SITE	FLOOD ZONE (FZ)	ARTIFICIAL GEOLOGY (MADE GROUND)	SUPERFICIAL GEOLOGY	BEDROCK GEOLOGY
			<p>Glaciolacustrine Deposits: It is anticipated that Glaciolacustrine Deposits will underlie the Tidal Flat Deposits.</p> <p>Till, Devensian: It is anticipated that Glacial Till Deposits will underlie the Glaciolacustrine Deposits.</p>	<p>Formation are anticipated to be underlain by the Penarth Group.</p> <p>Mercia Mudstone Group (New Red Sandstone Supergroup): The Mercia Mudstone Group is anticipated to underlie a small parcel of land in the north-west corner and the Penarth Group.</p>
Electrical Connection Corridor	FZ1, FZ2, FZ3a	Present – most of the Corridor, apart from small parcels of land in the north-west and along eastern boundary	<p>Blown Sand: It is anticipated that a thin strip of land along the eastern boundary will be underlain by Blown Sand Deposits.</p> <p>Tidal Flat Deposits: The remainder of the Corridor and the Blown Sand Deposits are anticipated to be underlain by Tidal Flat Deposits.</p> <p>Glaciolacustrine Deposits: It is anticipated that Glaciolacustrine Deposits will underlie the Tidal Flat Deposits. Till, Devensian: It is anticipated that Glacial Till Deposits will underlie the Glaciolacustrine Deposits.</p>	<p>Redcar Mudstone Formation (Lower Lias): The Redcar Mudstone Formation is anticipated to underlie most of the Corridor, apart from a small parcel of land in the north-west and far south-west corner.</p> <p>Penarth Group (Rhaetian): The north-west corner, south-west corner and the Redcar Mudstone Formation are anticipated to be underlain by the Penarth Group.</p> <p>Mercia Mudstone Group (New Red Sandstone Supergroup): The Mercia Mudstone Group is anticipated to a small parcel of land in the north-west corner and underlie the Penarth Group.</p>

SITE	FLOOD ZONE (FZ)	ARTIFICIAL GEOLOGY (MADE GROUND)	SUPERFICIAL GEOLOGY	BEDROCK GEOLOGY
Hydrogen Pipeline Corridor	FZ1, FZ2, FZ3a	Present – central and western extent east of the River Tees and eastern extent and localised areas west of the River Tees	<p>Blown Sand: It is anticipated that a thin strip of land in the north-eastern extent of the Corridor to the east of the river Tees will be underlain by Blown Sand.</p> <p>Peat: A small area of Peat encroaches on the central extent of the Corridor (west of the river Tees).</p> <p>Alluvium: Alluvium Deposits are anticipated to underlie the far north-western extent of the Corridor (west of the river Tees).</p> <p>Tidal Flat Deposits: The Blown Sand Deposits, Peat Deposits, the north-eastern extent (east of the river Tees) and central extent (west of the river Tees) as well as small parcels of land in the far western extent are anticipated to be underlain by Tidal Flat Deposits.</p> <p>Glaciolacustrine Deposits: The south-eastern extent (east of the river Tees) and south-western extent (west of the river Tees), and the Tidal Flat Deposits are anticipated to be underlain by Glaciolacustrine Deposits.</p> <p>Till, Devensian: The far south-western extent (east of the river Tees) and the Glaciolacustrine</p>	<p>Redcar Mudstone Formation (Lower Lias): The eastern and south-eastern extent (east of the river Tees) is underlain by the Redcar Mudstone Formation.</p> <p>Penarth Group (Rhaetian): The western and south-western extent (east of the river Tees) and the Redcar Mudstone Formation is underlain by the Penarth Group.</p> <p>Mercia Mudstone Group (New Red Sandstone Supergroup): The far western and south-western extent (east of the river Tees), the eastern area (west of the river Tees) and the Penarth Group are anticipated to be underlain by the Mercia Mudstone Group.</p> <p>Sherwood Sandstone Group (New Red Sandstone Supergroup): The western extent (west of the river Tees) and the Mercia Mudstone Group is underlain by the Sherwood Sandstone Group.</p>

SITE	FLOOD ZONE (FZ)	ARTIFICIAL GEOLOGY (MADE GROUND)	SUPERFICIAL GEOLOGY	BEDROCK GEOLOGY
			Deposits are anticipated to be underlain by Glacial Till Deposits.	
Other Gases Connection Corridor (Nitrogen and Oxygen)	FZ1, FZ2, FZ3a	Present – most of the Corridor, apart from a small parcel of land in the north-east corner.	<p>Blown Sand: It is anticipated that Blown Sand will underlie a small parcel of land in the north-east corner of the Corridor.</p> <p>Tidal Flat Deposits: The remainder of the Corridor and the Blown Sand Deposits are anticipated to be underlain by Tidal Flat Deposits.</p> <p>Glaciolacustrine Deposits: Based on the mapping it is expected that Glaciolacustrine Deposits will underlie the Tidal Flat Deposits.</p> <p>Till, Devensian: Based on the mapping it is expected that Glacial Till Deposits will underlie the Glaciolacustrine Deposits.</p>	<p>Redcar Mudstone Formation (Lower Lias): The Redcar Mudstone Formation is anticipated to underlie most of the Corridor, apart from a small parcel of land in the north-west corner.</p> <p>Penarth Group (Rhaetian): The north-west corner and the Redcar Mudstone Formation are anticipated to be underlain by the Penarth Group.</p> <p>Mercia Mudstone Group (New Red Sandstone Supergroup): The Mercia Mudstone Group is anticipated to underlie the Penarth Group.</p>

Hydrogeology

9A.4.35 Figure 10-12 [APP-125] and Figure 10-13 (ES Volume II, EN070009/APP/6.3)[APP-126] present the designated superficial and bedrock aquifers within the Proposed Development Site. The designated aquifers have been defined by the Environment Agency (Environment Agency, 2017) below:

- Principal Aquifer: *“layers of rock or drift deposits that have high intergranular and/or fracture permeability - meaning they usually provide a high level of water storage. They may support water supply and / or river base flow on a strategic scale. In most cases, principal aquifers are aquifers previously designated as major aquifer”.*
- Secondary Aquifer — A: *“permeable layers capable of supporting water supplies at a local rather than strategic scale, and in some cases forming an important source of base flow to rivers. These are generally aquifers formerly classified as minor aquifers”.*
- Secondary Aquifer — B: *“predominantly lower permeability layers which may store and yield limited amounts of groundwater due to localised features such as fissures, thin permeable horizons and weathering. These are generally the water-bearing parts of the former non-aquifers”.*
- Secondary Aquifer — Undifferentiated: *“has been assigned in cases where it has not been possible to attribute either category A or B to a rock type. In most cases, this means that the layer in question has previously been designated as both minor and non-aquifer in different locations due to the variable characteristics of the rock type”.*
- Unproductive Strata: *“These are rock layers or drift deposits with low permeability that have negligible significance for water supply or river base flow”.*

9A.4.36 Hydrogeological conditions for each area of the Proposed Development Site are summarised in Table 9A-67.

Table 9A-7: Hydrogeology

RELEVANT FEATURE	DESIGNATION	STRATA
Main Site		
Superficial Aquifer	<ul style="list-style-type: none"> • Secondary A • Unproductive • Secondary Undifferentiated 	<ul style="list-style-type: none"> • Tidal Flat Deposits Sand and Silt - (eastern half of the Main Site) • Glaciolacustrine Deposits • Till and Tidal Flat Deposits – Sand, Silt and Clay (western half of the Main Site)

RELEVANT FEATURE	DESIGNATION	STRATA
Bedrock Aquifer	<ul style="list-style-type: none"> Secondary B Secondary B Secondary Undifferentiated 	<ul style="list-style-type: none"> Mercia Mudstone Penarth Group Redcar Mudstone
Groundwater Vulnerability	High (Secondary Superficial)	-
Source Protection Zone	None within 1 km	-
CO₂ Export Corridor		
Superficial Aquifer	<ul style="list-style-type: none"> Secondary A Secondary A Secondary Undifferentiated Unproductive 	<ul style="list-style-type: none"> Tidal Flat Deposits – Sand and Silt Blown Sand Till Glaciolacustrine Deposits
Bedrock Aquifer	<ul style="list-style-type: none"> Secondary B Secondary B Secondary Undifferentiated 	<ul style="list-style-type: none"> Mercia Mudstone Penarth Group Redcar Mudstone
Groundwater Vulnerability	High (Secondary Superficial)	-
Source Protection Zone	None within 1 km	-
Natural Gas Connection Corridor		
Superficial Aquifer	<ul style="list-style-type: none"> Secondary A Secondary A Secondary Undifferentiated Unproductive 	<ul style="list-style-type: none"> Tidal Flat Deposits – Sand and Silt Blown Sand Till Glaciolacustrine Deposits
Bedrock Aquifer	<ul style="list-style-type: none"> Secondary B Secondary B Secondary Undifferentiated 	<ul style="list-style-type: none"> Mercia Mudstone Penarth Group Redcar Mudstone
Groundwater Vulnerability	High (Secondary Superficial)	-
Source Protection Zone	None within 1 km	-

RELEVANT FEATURE	DESIGNATION	STRATA
Water Connection Corridor		
Superficial Aquifer	<ul style="list-style-type: none"> Secondary A Secondary A Secondary Undifferentiated Unproductive 	<ul style="list-style-type: none"> Tidal Flat Deposits – Sand and Silt Blown Sand Till Glaciolacustrine Deposits
Bedrock Aquifer	<ul style="list-style-type: none"> Secondary B Secondary B Secondary Undifferentiated 	<ul style="list-style-type: none"> Mercia Mudstone Penarth Group Redcar Mudstone
Groundwater Vulnerability	High (Secondary Superficial) Medium (Secondary Superficial) Low (Secondary Superficial) Medium (Secondary Bedrock) Low (Secondary Bedrock)	-
Source Protection Zone	None within 1 km	-
Electrical Connection Corridor		
Superficial Aquifer	<ul style="list-style-type: none"> Secondary A Secondary A Secondary Undifferentiated Unproductive 	<ul style="list-style-type: none"> Tidal Flat Deposits – Sand and Silt (north-eastern extent of the Corridor) Blown Sand Till and Tidal Flat Deposits – Sand, Silt and Clay (for north-western and southern extend of the Corridor) Glaciolacustrine Deposits
Bedrock Aquifer	<ul style="list-style-type: none"> Secondary B Secondary B Secondary Undifferentiated 	<ul style="list-style-type: none"> Mercia Mudstone Penarth Group Redcar Mudstone
Groundwater Vulnerability	High (Secondary Superficial)	-

RELEVANT FEATURE	DESIGNATION	STRATA
	Medium (Secondary Superficial) Medium (Secondary Bedrock) Low (Secondary Bedrock)	
Source Protection Zone	None within 1 km	-
Hydrogen Pipeline Corridor		
Superficial Aquifer	<ul style="list-style-type: none"> ● Secondary A ● Secondary A ● Secondary Undifferentiated ● Unproductive 	<ul style="list-style-type: none"> ● Tidal Flat Deposits – Sand and Silt (north-eastern extent of the Corridor) ● Blown Sand ● Till and Tidal Flat Deposits – Sand, Silt and Clay (north-west and south-west extent of the Corridor) ● Glaciolacustrine Deposits
Bedrock Aquifer	<ul style="list-style-type: none"> ● Secondary B ● Secondary B ● Secondary Undifferentiated 	<ul style="list-style-type: none"> ● Mercia Mudstone ● Penarth Group ● Redcar Mudstone
Groundwater Vulnerability	High (Secondary Superficial) Medium (Secondary Superficial) Medium (Secondary Bedrock) Low (Secondary Bedrock)	-
Source Protection Zone	None within 1 km	-
Oxygen and Nitrogen Corridor		
Superficial Aquifer	<ul style="list-style-type: none"> ● Secondary A ● Secondary A 	<ul style="list-style-type: none"> ● Tidal Flat Deposits – Sand and Silt (most of the Corridor) ● Blown Sand ● Tidal Flat Deposits – Sand, Silt and Clay (far western and southernmost extend)
Bedrock Aquifer	<ul style="list-style-type: none"> ● Secondary B ● Secondary B 	<ul style="list-style-type: none"> ● Mercia Mudstone ● Penarth Group

RELEVANT FEATURE	DESIGNATION	STRATA
	<ul style="list-style-type: none"> Secondary Undifferentiated 	<ul style="list-style-type: none"> Redcar Mudstone
Groundwater Vulnerability	High (Secondary Superficial)	-
Source Protection Zone	None within 1 km	-

9A.4.37 Cranfield University’s Soilscales (Cranfield University, n.d.) indicates that the majority of the Study Area either side of the River Tees is underlain by loamy and clayey soils of coastal flats with naturally high groundwater. Beyond this, the Lackenby Steelworks is underlain by slowly permeable, seasonally wet, slightly acid but base-rich loamy and clayey soil. The latter is also found in the northern extent of the Study Area north of Haverton Hill and toward Billingham. However, due to past development, soil type and structure is likely to have been altered and large areas of Made Ground exist. Finally, sand dune soils are found along the coastal areas to the north of the Study Area.

9A.4.38 The Study Area is not within a drinking water safeguard zone for groundwater or surface water.

9A.5 The Proposed Development

Components of the Proposed Development

9A.5.1 This section provides a summary of the Proposed Development as described in detail in Chapter 4: Proposed Development ([ES Volume 1, EN070009/APP/6.2](#)), [\[PDA-005\]](#). [Additional information with regards to the Connection Corridors is provided in the Pipelines Statement \[CR1-020\]](#).

Hydrogen Production Facility (Main Site)

9A.5.2 The Hydrogen Production Facility is an up to 1.2 GWth Lower Heating Value (LHV) Carbon, Capture and Storage (CCS) enabled Hydrogen Production Facility).

9A.5.3 Based on LiDAR data for the Site (Plate 9A-1) the current ground level at the Site is approximately 7.0 m AOD +/- 0.5m, with a minimum ground level of 6.5 m AOD. The minimum Development platform elevation to minimise the risk of flooding (allowing for climate change) is 6.83 m AOD (derived from the 6.23 m AOD flood level for a 0.1% AEP H++- plus 600 mm freeboard). Post site clearance and remediation it is anticipated that ground level will be at 7.1 m AOD for Phase 1, where the final high pavement point will be above 7.4 m AOD. The development platform for Phase 2 will be at least 7.1 m AOD but not exceed 8 m AOD.

Phasing of the Development

9A.5.4 The Proposed Development will be constructed in two phases as outlined in Chapter 4: Proposed Development ([ES Volume 1, EN070009/APP/6.2](#)), [\[PDA-005\]](#).

Phase 1 will consist of the single hydrogen production unit, on-site hydrogen storage and supporting utilities. Phase 2 will consist of a further hydrogen production unit, and supporting utilities (including hydrogen connections) constructed thereafter. The majority of the Hydrogen Pipeline Corridors to facilitate the transportation of hydrogen to offtakers will be constructed and completed in Phase 1 except for short additional spurs within of the Hydrogen Pipeline Corridors, to be completed in Phase 2

- 9A.5.5 Permitted preliminary works for Phase 1 are expected to start in the third quarter (Q3) of 2025 (subject to the granting of the DCO) and is expected to be complete in Q2 2028), with the main civils works beginning in Q4 of 2025. Construction of Phase 1 is anticipated to last approximately 32 to 36 months and is expected to be complete in Q2 2028.
- 9A.5.6 The early enabling works for Phase 2 may overlap with commissioning for Phase 1 in Q2 2028. It is expected that the main civils works for Phase 2 will begin in Q3 of 2028 (after Phase 1 is commissioned) and be completed by the end of 2030. It is proposed that there will be no overlap between the main construction phases of Phases 1 and 2.
- 9A.5.7 The assessment presented herein, considers construction, operational and decommissioning phases separately for the whole development. This is provided that the outlined mitigation measures (see Section 9.5 of Chapter 9: Surface Water, Flood Risk and Water Resources (~~ES Volume 1, EN070009/[APP/6.2]-061]~~) are implemented as appropriate for each phase (including where they may overlap) there would be no anticipated additional impacts or effects should there be overlap between the operation of Phase 1 and construction of Phase.

Lifetime of the Development

- 9A.5.8 The Production Facility will have a design life of 25 years for each phase. However, the operational life could extend beyond that duration, depending on market conditions and plant's condition. At the end of the expected design life, these elements would be assessed for ongoing viability and, only if no longer viable, be decommissioned.
- 9A.5.9 Given that the Proposed Development Site may operate beyond the anticipated 25 year lifetime of the development, subject to market conditions and plant viability, and in line with the lifetime of non-residential uses in the NPPF (DLUHC, 2023) and Flood Risk and Coastal Change PPG (DLUHC, 2022), the lifetime of the development is assumed to be 75 years for the purpose of the FRA.

9A.6 Planning Policy

- 9A.6.1 The Sections below consider the planning policies and guidance of relevance to the Proposed Development Site with regards to the flood risks from all sources and appropriate mitigation measures which should be considered.

National Policy Guidance

National Policy Statements

9A.6.2 The Overarching National Policy Statement (NPS) for Energy (EN-1), (DESNZ, 2023a) is relevant to this assessment with the main sections being Section 5.7 Flood Risk, Paragraph 5.8.13 states that:

“A site-specific flood risk assessment should be provided for all energy projects in Flood Zones 2 and 3 in England or Zones B and C in Wales. In Flood Zone 1 in England or Zone A in Wales, an assessment should accompany all proposals involving:

- *sites of 1 hectare or more*
- *land which has been identified by the EA or NRW as having critical drainage problems*
- *land identified (for example in a local authority strategic flood risk assessment) as being at increased flood risk in future*
- *land that may be subject to other sources of flooding (for example surface water)*
- *where the EA or NRW, Lead Local Flood Authority, Internal Drainage Board or other body have indicated that there may be drainage problems”*

9A.6.3 The minimum requirements for an FRA are also listed in Section 5.7 of EN-1, the minimum requirements for FRAs are that they should:

- be proportionate to the risk and appropriate to the scale, nature and location of the project;
- consider the risk of flooding arising from the project in addition to the risk of flooding to the project;
- take the impacts of climate change into account, clearly stating the development lifetime over which the assessment has been made;
- be undertaken by competent people, as early as possible in the process of preparing the proposal;
- consider both the potential adverse and beneficial effects of flood risk management infrastructure, including raised defences, flow channels, flood storage areas and other artificial features, together with the consequences of their failure;
- consider the vulnerability of those using the site, including arrangements for safe access;
- consider and quantify the different types of flooding (whether from natural and human sources and including joint and cumulative effects) and identify flood risk reduction measures, so that assessments are fit for the purpose of the decisions being made;

- consider the effects of a range of flooding events including extreme events on people, property, the natural and historic environment and river and coastal processes;
- include the assessment of the remaining (known as 'residual') risk after risk reduction measures have been taken into account and demonstrate that these risks can be safely managed, ensuring people will not be exposed to hazardous flooding;
- consider how the ability of water to soak into the ground may change with development, along with how the proposed layout of the project may affect drainage systems;
- detail those measures that will be included to ensure the development will be safe and remain operational during a flooding event throughout the development's lifetime without increasing flood risk elsewhere;
- consider if there is a need to be safe and remain operational during a worst-case flood event over the development's lifetime; and
- be supported by appropriate data and information, including historical information on previous events.

Revised Draft National Policy Statements

9A.6.4 The UK Government is currently reviewing and updating the Energy NPSs. It is doing this to reflect its policies and strategic approach for the energy system that is set out in the Energy White Paper (DESNZ, 2020), and to ensure that the planning policy framework enables the delivery of the infrastructure required for the country's transition to net zero carbon emissions. As part of the NPS review process, the Government published a suite of revised draft of NPSs for new energy infrastructure on 6 September 2021. Public re-consultation that support the decision on major energy infrastructure closed on 25 May 2023. These included the following Draft NPSs:

- Draft Overarching National Policy Statement for Energy (EN-1) (Department of Energy Security and Net Zero (DESNZ), 2023a);
- Draft NPS for Gas Supply Infrastructure and Gas and Oil Pipelines (EN-4) (DESNZ, 2023b), and
- Draft National Policy Statement for Electricity Networks Infrastructure (EN-5) (DESNZ, 2023c).

9A.6.5 Following the March 2023 consultation, revised NPSs for energy infrastructure were published by the Government on 22 November 2023 and were designated (i.e. came into force) on 17 January 2024. The revised NPSs are therefore relevant policy for applications for development consent submitted and accepted for examination following their designation.

9A.6.6 Given the importance of these NPSs, the assessment approach takes account of these new emerging documents and any subsequent formal adoption of new NPSs

for energy infrastructure will be considered where relevant during the production of the ES. The following summary indicates where the relevant Draft NPS contain requirements that differ from the requirements of the existing NPSs (which otherwise apply):

- identifying and securing opportunities to reduce the causes and impacts of flooding overall during the construction period should be included as a minimum requirement for FRA as stated in EN-1 (DESNZ, 2023a) section 5.8 Flood Risk, Paragraph 5.8.15; and
- inclusion of changes to the assessment of the existing status due to the impact of climate change on rainfall patterns and consequently water availability across the water environment in EN-1 (DESNZ, 2023a) Section 5.16 Water Quality and Resources, Paragraph 5.16.13.

9A.6.7 The NPS for Gas Supply Infrastructure and Gas and Oil Pipelines (EN-4) (DESNZ, 2023b) also addresses flood risk in relation to climate change resilience in Chapter 2.3 Climate Change Adaptation.

9A.6.8 As climate change is likely to increase risks to some of this infrastructure, from flooding or rising sea levels for example, applicants should in particular set out how the proposal would be resilient to:

- increased risk of flooding;
- effects of rising sea levels and increased risk of storm surge;
- higher temperatures;
- increased risk of earth movement, coastal erosion, or subsidence from increased risk of flooding and drought; and
- any other increased risks identified in the applicant's assessment.

9A.6.9 The resilience of a project to climate change should be assessed in an ES accompanying an application. For example, future increased risk of flooding should be covered in the flood risk assessment.

UK Marine Policy Statement

9A.6.10 The Marine Policy Statement (MPS) (Department for Environment, Food & Rural Affairs (DEFRA), 2011) is the framework for preparing Marine Plans and taking decisions affecting the marine environment. It establishes a vision for the marine environment, which is for '*clean, healthy, safe, productive, and biologically diverse oceans and seas*'. The MPS underpins the process of marine planning, which establishes a framework of economic, social, and environmental considerations in that will deliver these high-level objectives and ensure the sustainable development of the UK marine area.

9A.6.11 Section 2.6.8 of the MPS is relevant to the flood risk and drainage. In particular, paragraph 2.6.8.4 states, amongst other things, that "*Marine plan authorities should be satisfied that activities and developments will themselves be resilient to risks of coastal change and flooding and will not have an unacceptable impact on*

coastal change...". In addition, paragraph 2.6.8.6 notes that "the impacts of climate change throughout the operational life of a development should be taken into account in assessments".

North East Inshore and North East Offshore Marine Plans

9A.6.12 The North East Inshore and North East Offshore Marine Plans (HM Government, 2021) establishes the plan led system for the marine area in which the riverine parts of the Proposed Development Site are located. It provides a framework that will shape and inform decisions over how the areas' waters are developed, protected and improved over the next 20 years.

9A.6.13 Section 3.5 states *"The East marine plan areas have a role to play in realising national ambitions with regard to climate change. Adaptation involves modifying infrastructure to better deal with climate change conditions and helping people to determine how to adjust their behaviour/ decisions to enable them to adapt to the challenges of a changing climate"* (Paragraph 230).

9A.6.14 Policy CC1 states that *"Proposals should take account of:*

- *How they may be impacted upon by, and respond to, climate change over their lifetime; and*
- *How they may impact upon any climate change adaptation measures elsewhere during their lifetime.*

Where detrimental impacts on climate change adaptation measures are identified, evidence should be provided as to how the proposal will reduce such impacts."

9A.6.15 Policy CC1 is consistent with, and adds marine planning context to, the NPPF (see below) in seeking that new development should be planned to avoid increased vulnerability to the range of impacts arising from climate change. The combination of a low-lying topography, isostatic change, a rise in sea levels and the possibility of an increase in tidal surges in the North Sea are particularly significant for the East Coast.

National Planning Policy Framework

9A.6.16 Published by the Department for Levelling Up, Housing and Communities (DLUHC), the NPPF (DLUHC, 2023) was updated in December 2023. The NPPF has three overarching objectives to contribute to the achievement of sustainable development, one of which is the 'environmental objective'. This objective includes the requirement of *"improving biodiversity, using natural resources prudently, and minimising waste and pollution"* (Paragraph 8c).

9A.6.17 The NPPF contains several statements which are relevant to flood risk. These include:

- *Strategic policies should set out an overall strategy for the pattern, scale, and quality of development, and make provision for:*
 - *conservation and enhancement of the natural, built and historic environment. This includes landscapes and green infrastructure and*

planning measures to address climate change mitigation and adaptation (paragraph 20d).

- *Plans should take a proactive approach to mitigating and adapting to climate change, taking into account the long-term implications for flood risk, coastal change, water supply, biodiversity and landscapes, and the risk of overheating from rising temperatures. Policies should support appropriate measures to ensure the future resilience of communities and infrastructure to climate change impacts, such as providing space for physical protection measures, or making provision for the possible future relocation of vulnerable development and infrastructure (paragraph 158).*
- *New development should be planned for in ways that: (a) avoid increased vulnerability to the range of impacts arising from climate change. When new development is brought forward in areas which are vulnerable, care should be taken to ensure that risks can be managed through suitable adaptation measures, including through the planning of green infrastructure (paragraph 159).*
- *Inappropriate development in areas at risk of flooding should be avoided by directing development away from areas at highest risk (whether existing or future). Where development is necessary in such areas, the development should be made safe for its lifetime without increasing flood risk elsewhere (paragraph 165).*
- *Strategic policies should be informed by a strategic flood risk assessment and should manage flood risk from all sources. They should consider cumulative impacts in, or affecting, local areas susceptible to flooding, and take account of advice from the Environment Agency and other relevant flood risk management authorities, such as lead local flood authorities and internal drainage boards (paragraph 166).*
- *All plans should apply a sequential, risk-based approach to the location of development – taking into account all sources of flood risk and the current and future impacts of climate change – so as to avoid, where possible, flood risk to people and property (paragraph 167), and*
- *When determining any planning applications, local planning authorities should ensure that flood risk is not increased elsewhere. Where appropriate, applications should be supported by a site-specific FRA. Development should only be allowed in areas at risk of flooding where, in the light of this assessment (and the sequential and exception tests, as applicable) it can be demonstrated that:*
 - *within the site, the most vulnerable development is located in areas of lowest flood risk, unless there are overriding reasons to prefer a different location;*
 - *the development is appropriately flood resistant and resilient such that, in the event of a flood, it could be quickly brought back into use without significant refurbishment;*

-
- *it incorporates sustainable drainage systems, unless there is clear evidence that this would be inappropriate;*
 - *any residual risk can be safely managed; and*
 - *safe access and escape routes are included where appropriate, as part of an agreed emergency plan; (paragraph 170), and*
 - *Major developments should incorporate sustainable drainage systems unless there is clear evidence that this would be inappropriate. The systems used should:*
 - *take account of advice from the lead local flood authority;*
 - *have appropriate proposed minimum operational standards;*
 - *have maintenance arrangements in place to ensure an acceptable standard of operation for the lifetime of the development; and*
 - *where possible, provide multifunctional benefits (paragraph 175).*
- 9A.6.18 The requirements of the NPPF with regards flood risk have been taken into account in the assessment.
- National Planning Policy Guidance**
- 9A.6.19 The Planning Practice Guidance (PPG) Water Supply, Wastewater, and Water Quality (DLUHC, 2019), provides guidance for local planning authorities on assessing the significance of water environment effects of proposed developments. The guidance highlights that adequate water and wastewater infrastructure is needed to support sustainable development.
- 9A.6.20 The Flood Risk and Coastal Change NPPG (DLUHC, 2022) advises how to take account of and address the risks associated with flooding and coastal change in the planning process.
- 9A.6.21 The NPPG (DLUHC, 2022) notes that a site-specific flood risk assessment should accompany a planning application where prescribed in footnote 55 of the National Planning Policy Framework. The assessment should demonstrate to the decision-maker how flood risk will be managed now and over the development’s lifetime, taking climate change into account, and with regard to the vulnerability of its users.
- 9A.6.22 Paragraph 020 of the NPPG () states, “*The objectives of a site-specific flood risk assessment are to establish:*
- *whether a proposed development is likely to be affected by current or future flooding from any source;*
 - *whether it will increase flood risk elsewhere;*
 - *whether the measures proposed to deal with these effects and risks are appropriate;*
 - *the evidence for the local planning authority to apply (if necessary) the Sequential Test, and;*
-

- *whether the development will be safe and pass the Exception Test, if applicable”.*

9A.6.23 The information provided in the flood risk assessment needs to be credible and fit for purpose. Site-specific flood risk assessments need to be proportionate to the anticipated degree of flood risk and make optimum use of information already available, including information in a Strategic Flood Risk Assessment for the area, and the Environment Agency’s Flood Map and surface water flood risk information

9A.6.24 All sources of flooding should be considered in order to steer development at the planning stage to areas at the lowest risk of flooding in order to satisfy the Sequential Test. This includes assessing the risk of flooding from Main Rivers and the Sea. The predicted flood risk from these sources is shown on the Environment Agency’s FMfP (Environment Agency, n.d.a), which outlines three main zones of risk.

9A.6.25 The Flood Zone definitions used in the NPPF (DLUHC, 2023), as presented in Table 1 of the PPG (DLUHC, 2022), are defined in Table 9A-78.

Table 9A-8: Flood Zone Definitions

FLOOD ZONE	DEFINITION	PROBABILITY OF FLOODING
Flood Zone 1	Land that has a low probability of flooding (less than 1 in 1,000 annual probability of river or sea flooding (<0.1%).	Low
Flood Zone 2	Land that has a medium probability of flooding (between 1 in 100 and 1 in 1,000 annual probability of river flooding (0.1-1%), or between 1 in 200 and 1 in 1,000 annual probability of sea flooding (0.1-0.5%).	Medium
Flood Zone 3a	Land that has a high probability of flooding (1 in 100 year or greater annual probability of river flooding (>1%), or a 1 in 200 or greater annual probability of flooding from the sea (>0.5%).	High
Flood Zone 3b (Functional Floodplain)	This zone comprises land where water has to flow or be stored in times of flood. The identification of functional floodplain should take account of local circumstances and not be defined solely on rigid probability parameters. Functional floodplain will normally comprise: <ul style="list-style-type: none"> • land having a 3.3% or greater annual probability of flooding, with any existing flood risk management infrastructure operating effectively; or 	Very High

FLOOD ZONE	DEFINITION	PROBABILITY OF FLOODING
	<ul style="list-style-type: none"> land that is designed to flood (such as a flood attenuation scheme), even if it would only flood in more extreme events (such as 0.1% annual probability of flooding). <p>Please note, this zone is not usually included within the FMfP and is calculated where necessary during detailed hydraulic modelling.</p>	

9A.6.26 As discussed in Section 9A.2, the Environment Agency's FMfP (Environment Agency, n.d.a) identifies that the Proposed Development Site is located predominantly within Flood Zone 1 with some sections of the Connection Corridors located in Flood Zones 2 and 3.

Vulnerability of the Proposed Development

9A.6.27 According to Annex 3 of the NPPF (DLUHC, 2023) Flood Risk Vulnerability Classification, the Proposed Development is classified as 'Essential Infrastructure'. Essential Infrastructure is defined as “*Essential utility infrastructure which has to be located in a flood risk area for operational reasons, including infrastructure for electricity supply including generation, storage and distribution systems; including electricity generating power stations, grid and primary substations storage; and water treatment works that need to remain operational in times of flood*”.

Sequential Test

9A.6.28 The Sequential Test ensures that a sequential, risk-based approach is followed to steer new development to areas with the lowest risk of flooding, taking all sources of flood risk and climate change into account. Where it is not possible to locate development in low-risk areas (i.e. Flood Zone 1), the Sequential Test should go on to compare reasonably available sites:

- within medium risk areas (i.e. Flood Zone 2); and
- then, only where there are no reasonably available sites in low and medium risk areas, within high-risk areas (i.e. Flood Zone 3).

9A.6.29 The Proposed Development is a Project of National Significance which is subject to NPS EN-1 (DESNZ, 2023a). NPS EN-1 (DESNZ, 2023a) Paragraph 5.8.6- states: “*The aims of planning policy on development and flood risk are to ensure that flood risk from all sources of flooding is taken into account at all stages in the planning process to avoid inappropriate development in areas at risk of flooding, and to steer new development to areas with the lowest risk of flooding*”. NPS EN-1 (DESNZ, 2023a) signposts the Sequential Test, as set out in Paragraphs 23 – 30 of the PPG (DLUHC, 2022),- to ensure that a sequential, risk-based approach is followed to steer new development to areas with the lowest risk of flooding, taking all sources of flood risk and climate change into account. Where it is not possible to locate development in low-risk areas, the Sequential Test should go on to compare reasonably available

- sites with medium risk areas and then, only where there are no reasonably available sites in low and medium risk areas, within high-risk areas.
- 9A.6.30 Paragraph 5.8.23 of EN-1 (DESNZ, 2023a) also states, “All projects should apply the Sequential Test to locating development within the site”.
- 9A.6.31 In the STBC Local Plan (STBC, 2019) Policy SD4 - Economic Growth Strategy states “The Seal Sands, North Tees and Billingham Chemical Complex areas are the main growth locations for hazardous installations including [...] carbon capture and storage”.
- 9A.6.32 The Main Site is entirely located within Flood Zone 1, the flood zone of lowest risk. The location of the Main Site within the former Redcar Steelworks utilises previously developed land and specifically avoids the need for new built development in Flood Zones 2 or 3 therefore meets the requirements of the sequential test.
- 9A.6.33 The site selection process for the location of the Proposed Development Site is set out in Chapter 6: Need, Alternatives and Design Evolution (~~ES Volume 1, EN070009/APP/6.2~~), [APP-058]. In summary, the analysis of potential sites focussed on identifying a site that supports the development which facilitates local regeneration industrial connectivity and the path to decarbonisation.
- 9A.6.34 As part of the site selection process, the Main Site was deemed the most appropriate site for the hydrogen production facility, given its location on brownfield land, being relatively distant from residential areas, of sufficient area to enable construction, having proximity to the necessary connections, and being accessible for construction including from port and jetty facilities.
- 9A.6.35 In addition, the Main Site is directly adjacent to the NEP onshore facilities at NZT, thereby simplifying the CO₂ connection corridor routing. The Main Site also presents an opportunity to consider locating other proposed bp projects in Teesside (such as HyGreen, a proposed green hydrogen project), adjacent to the Proposed Development Site, allowing synergies between the projects to be explored.
- 9A.6.36 The final routeings of the Connection Corridors take into consideration the location of sensitive environmental receptors including but not limited to statutory designated sites (Teesmouth and Cleveland Coast Ramsar, Special Protection Area (SPA) and Site of Special Scientific Interest) within the area. In addition, the corridor routes allow connection to offtakers and the nearest gas, electricity and water supplies. As a consequence, small sections of the Connection Corridors will cross over watercourses and their associated flood extents. The selected routes seek to avoid environmentally sensitive areas by utilising existing established pipeline routes, and/or the least intrusive construction methodologies (e.g., trenchless methods, as opposed to use of open-cut trench techniques). Their location is also informed by their function – all other connections than the Hydrogen Pipeline Corridor are needed to connect to the relevant nearest location of the ‘network’ they need to connect to, meaning there is limited choice in routing; and the hydrogen pipeline corridor is dictated by who the offtakers are, and where they are located.

9A.6.37 Any construction works within Flood Zones 2 and 3 will be temporary in nature in terms of construction activities, and any permanent fixtures (required for the life of the Proposed Development) will only comprise a potential above ground installation (AGI) at the eastern end of the Dabholm Gut and include buried pipelines or pipelines fixed to existing pipe-rack infrastructure.

9A.6.38 Given the evidence provided above it is, therefore, considered that the Sequential Test is satisfied. Information supporting the passing of the Sequential Test, including alternative sites, Proposed Development Site Location and Connection Corridor routing is provided in the ES in Chapter 6: Need, Alternatives and Design Evolution ([ES Volume I, EN070009/APP/6.2](#)), [APP-058].

Exception Test

9A.6.39 Paragraph 5.8.9 of EN-1 (DESNZ, 2023a) states “If, following application of the Sequential Test, it is not possible, (taking into account wider sustainable development objectives), for the project to be located in areas of lower flood risk the Exception Test can be applied, as defined in PPG. The test provides a method of allowing necessary development to go ahead in situations where suitable sites at lower risk of flooding are not available”.

9A.6.40 Table 2 of the Flood Risk and Coastal Change PPG (DLUHC, 2022) provides a Flood Risk Vulnerability and Flood Zone Compatibility matrix (replicated in Table 9A-8) identifying which vulnerability classifications are appropriate within each Flood Zone.

9A.6.41 As shown in Table 9A-8, whilst essential infrastructure is appropriate in Flood Zones 1 and 2, application of the Exception Test is required for the elements of the Proposed Development located in Flood Zone 3. As illustrated on Figure 9-3: Fluvial Flood Risk ([ES Volume II, EN070009/APP/6.3](#)), [PDA-010], some of the Connection Corridors are partially located within Flood Zones 2 and 3. The available detailed maps presented within the LLFAs SFRAs (see Annex B) for STBC (Map 10, 11, 16, 17 and 18) and RCBC (Map 1, 2, 14, 15, 16 and 17) show the differentiation of Flood Zone 3 to Flood Zone 3a and Flood Zone 3b. This mapping confirms that the parts of the Proposed Development located within Flood 3, as shown on Figure 9-3, [PDA-010], are all within Flood Zone 3a.

Table 9A-9: Flood Risk Vulnerability and Flood Zone Compatibility

FLOOD RISK VULNERABILITY CLASSIFICATION	ESSENTIAL INFRASTRUCTURE	WATER COMPATIBLE	HIGHLY VULNERABLE	MORE VULNERABLE	LESS VULNERABLE
Zone 1	✓	✓	✓	✓	✓
Zone 2	✓	✓	Exception test required	✓	✓
Zone 3a	Exception test required	✓	✘	Exception test required	✓

FLOOD RISK VULNERABILITY CLASSIFICATION	ESSENTIAL INFRASTRUCTURE	WATER COMPATIBLE	HIGHLY VULNERABLE	MORE VULNERABLE	LESS VULNERABLE
Zone 3b (Functional Floodplain)	Exception test required	✓	✗	✗	✗

Key

✓ *Development is appropriate.*

✗ *Development should not be permitted.*

9A.6.42 The detail of the Exception Test required for a NSIP is set at Paragraph 5.8.11 of the NPS EN-1 which states: *“Both elements of the test will have to be satisfied for development to be consented. To pass the Exception Test it should be demonstrated that:*

- *the project would provide wider sustainability benefits to the community that outweigh flood risk; and*
- *the project will be safe for its lifetime taking account of the vulnerability of its users, without increasing flood risk elsewhere, and, where possible will reduce flood risk overall..”*

9A.6.43 With regards to Part 1 of the Exceptions Test, further information regarding wider sustainability benefits to the community is provided in Chapter 6: Need, Alternatives and Design Evolution ([ES Volume 1, EN070009/\[APP/6.2\]-058](#)) and the Need Statement ([EN070009/\[APP/5.3\]-058](#)). This FRA assesses flood risk both to and from the development and outlines how the development will remain safe for its lifetime.

9A.6.44 Fundamentally however, the Proposed Development will bring sustainability benefits, such as contributing to the UK’s greenhouse gas (GHG) emissions reduction targets, supporting the decarbonisation of natural gas in Teesside for use in industrial applications and thus helping to achieve national targets in relation to carbon net zero. It will also be a key contributor to restoring manufacturing jobs in the Tees Valley. The Connection Corridors within Flood Zone 2 and Flood Zone 3 are all important parts of ensuring these benefits can be delivered, in that without them, the core purpose of the Proposed Development would not be able to be achieved.

Environment Agency Climate Change Guidance (2022)

9A.6.45 The Environment Agency published updated climate change allowances in May 2022 (Environment Agency, 2022a) to support the NPPF (DLUHC, 2023), which supersede all previous allowances written in the PPG: Flood Risk & Coastal Change (DLUHC, 2022) and the Environment Agency’s Climate Change Guidance (2019 version) (Environment Agency, 2019) and are predictions of anticipated change for:

- peak river flow by River Basin District;
- peak rainfall intensity;

- sea level rise; and
- offshore wind speed and extreme wave height.

9A.6.46 There are allowances for different climate scenarios over different epochs, or periods of time, over the coming century. They include figures for extreme climate change scenarios, known as High++ (H++) allowances.

9A.6.47 To increase resilience to flooding these should be considered within an FRA in regard to future impacts from climate change on site specific planning applications. The Environment Agency's guidance outlines how and when allowances should be applied for FRAs.

Tidal Climate Change Allowances

9A.6.48 Table 9A-[910](#) is an extract replicated from Table 3 of the Environment Agency Flood risk assessments: climate change allowances guidance (Environment Agency, 2023) detailing the revised anticipated rise in sea levels up to 2125.

Table 9A-10: Sea Level Allowance for Each Epoch in Millimetres (mm) per year with Total Sea Level Rise for Each Epoch in Brackets (use 1981 to 2000 baseline)

RIVER BASIN DISTRICT	ALLOWANCE	2000 TO 2035	2036 TO 2065	2066 TO 2095	2096 TO 2125	CUMULATIVE RISE 2000 TO 2125 (m)
Northumbria	Higher central	4.6 (161 mm)	7.5 (225 mm)	10.1 (303 mm)	11.2 (336 mm)	1.03m
	Upper end	5.8 (203 mm)	10.0 (300 mm)	14.3 (429 mm)	16.5 (495 mm)	1.43m

9A.6.49 As the Proposed Development is defined as Essential Infrastructure and a NSIP it is appropriate to apply the single H++ allowance. Table 9A-[1011](#) replicated from Table 4 of the Environment Agency Flood risk assessments: climate change allowances guidance (Environment Agency, 2023) shows the H++ allowance total sea level rise to 2100.

Table 9A-11: H++ Sea Level Rise Allowance

CHANGE TO RELATIVE MEAN SEA LEVEL	TOTAL SEA LEVEL RISE TO 2100*
H++	1.9m

*There is no H++ value beyond 2100

Fluvial Climate Change Allowance

9A.6.50 For proposed developments in areas of fluvial flood risk, the flood risk vulnerability classification, flood zone and lifetime of development are of particular importance to determine the correct climate change allowance as detailed in Table 9A-[1112](#).

Table 9A-12: Climate Change Allowances to apply based upon the Flood Zone and Development Land Use Vulnerability

	WATER COMPATIBLE	LESS VULNERABLE	MORE VULNERABLE	HIGHLY VULNERABLE	ESSENTIAL INFRASTRUCTURE
Flood Zone 2	CA	CA	CA	CA	HCA
Flood Zone 3a	CA	CA	CA	X	HCA
Flood Zone 3b	CA	X	X	X	HCA

CA = Central Allowance, HCA = High Central Allowance; X = Development not permitted

9A.6.51 As the Proposed Development is classified as 'Essential Infrastructure' from the vulnerability classifications in Annex 3 of the NPPF (DLUHC, 2023), the corresponding percentages that should be assessed at sites within the Tees Management Catchment and have been applied here are listed in Table 9A-1213.

Table 9A-13: Environment Agency Peak River Flow Climate Change Allowances for the Tees Management Catchment

	TOTAL POTENTIAL CHANGE ANTICIPATED FOR THE '2020S'	TOTAL POTENTIAL CHANGE ANTICIPATED FOR THE '2050S'	TOTAL POTENTIAL CHANGE ANTICIPATED FOR THE '2080S'
Upper End Allowance	32%	41%	61%
Higher Central Allowance	23%	27%	40%
Central Allowance	19%	21%	32%

9A.6.52 The Flood risk assessments: climate change allowances guidance (Environment Agency, 2023) states that for “*Essential Infrastructure located in Flood Zone 2 or Flood Zone 3 the Higher Central Allowance should be assessed*”. Therefore a +40% allowance for climate change is applicable to the Proposed Development based on the lifetime of the development, assessed in line with the NPPF (i.e., 75 years).

Pluvial Climate Change Allowance

9A.6.53 To account for the anticipated changes in rainfall intensity, the Environment Agency's Flood risk assessments: climate change allowances guidance (Environment Agency, 2023) (as shown in Tables 9A-1314 and 9A-1415) states that “*a FRA for an expected development with a lifetime up to 2100 assess the upper end allowances. You must do this for both the 1% and 3.3% annual exceedance probability events for the 2070s epoch (2061 to 2125)*”.

Table 9A-14: Environment Agency Peak Rainfall Intensity Climate Change Allowances for Tees Catchment Management (3.3% annual exceedance rainfall event)

	TOTAL POTENTIAL CHANGE ANTICIPATED FOR THE '2050S' (UP TO 2060)	TOTAL POTENTIAL CHANGE ANTICIPATED FOR THE '2070S' (2061 TO 2125)
Upper End Allowance	35%	40%
Central Allowance	20%	30%

Table 9A-15: Environment Agency Peak Rainfall Intensity Climate Change Allowances across England for Tees Catchment Management (1% annual exceedance rainfall event)

	TOTAL POTENTIAL CHANGE ANTICIPATED FOR THE '2050S' (UP TO 2060)	TOTAL POTENTIAL CHANGE ANTICIPATED FOR THE '2070S' (2061 TO 2125)
Upper End Allowance	40%	45%
Central Allowance	25%	30%

9A.6.54 A +45% allowance for climate change is applicable to the Proposed Development Site. It is noted that the current ~~conceptual drainage strategy~~[Indicative Surface Water Drainage Plan](#) for the Main Site has been assessed using the Central Allowance (30%) and reflects requirements outlined in the local 'Sustainable Drainage Systems (SuDS) Guidance: Design Guide and Local Standards' in 2019 (The Tees Valley Authorities, 2019).

9A.6.55 When assessing a range of allowances for peak tidal, river flow or rainfall intensity, the following must be considered:

- likely depth, speed and extent of flooding for each of the assessed climate change allowances;
- vulnerability of the proposed development types or land use allocations to flooding;
- 'built in' resilience measures used, for example, raised floor levels; and
- capacity or space in the development to include additional resilience measures in the future, using a 'managed adaptive' approach.

National Design Guide

9A.6.56 The NPPF (DLUHC, 2023) makes clear that creating high quality buildings and places is fundamental to what the planning and development process should achieve. The National Design Guide (DLUHC and Ministry of Housing, Communities and Local

Government, 2019), published on ~~1st~~1 October 2019, illustrates how well-designed places that are beautiful, enduring and successful can be achieved in practice. It forms part of the Government's collection of planning practice guidance and should be read alongside the separate planning practice guidance.

9A.6.57 Sections of the Guide relevant to the Proposed Development include:

- N2 Improve and enhance water management which states, *"Well-designed places integrate existing, and incorporate new natural features into a multifunctional network that supports quality of place, biodiversity and water management, and addresses climate change mitigation and resilience"*; and
- R3 Maximise resilience which states *"Well-designed places contribute to community resilience and climate adaptation by addressing the potential effects of temperature extremes in summer and winter, increased flood risk, and more intense weather events such as rainstorms."* R3 also states *"Well-designed places have sustainable drainage systems to manage surface water, flood risk and significant changes in rainfall. Urban environments make use of green sustainable drainage systems and natural flood resilience wherever possible. Homes and buildings also incorporate flood resistance and resilience measures where necessary and conserve water by harnessing rainfall or grey water for re-use on-site."*

Non-Statutory Sustainable Drainage Systems (SuDS) Guidance

9A.6.58 Defra published their Sustainable Drainage Systems: Non-Statutory Technical Standards (NSTS) in March 2015 (DEFRA, 2015) setting the requirements for the design, construction, maintenance and operation of SuDS. The NSTS are intended to be used alongside the NPPF and PPG.

9A.6.59 The NSTS of relevance in relation to the consideration of surface water flood risk to and from development relate to runoff destinations, peak flow control and volume control. Additional guidance is provided for structural integrity, designing for maintenance considerations and construction.

9A.6.60 A review of Schedule 3 of the Flood and Water Management Act 2010 (HM Government, 2010) was published by the UK Government in January 2023 and recommended that implementation of Schedule 3 in England. Schedule 3 requires developers to seek approval from a SuDS Approval Body (SAB), who must determine whether the application meets the National Standards. Defra is currently carrying out further work to draft these standards which each SAB will refer to, and these are expected to be published in 2024. However, Schedule 3 also makes clear that SAB approvals are not required for Planning Act 2008 projects, which has been applied to this Project by the draft DCO. NPS EN-1 paragraph 5.8.37 (DESNZ, 2023a) does however make clear that the Secretary of State must be satisfied that drainage proposals must comply with those standards once drafted.

Regional Policy

Northumbria River Basin District Flood Risk Management Plan

9A.6.61 Flood Risk Management Plans (FRMPs) are prepared by the Environment Agency for six-year cycles and set out how organisations, stakeholders and communities will work together to achieve the objectives and measures (actions) needed to manage flood risk at a national and local level. The most recent plans were published in 2022 and will remain in place until after 2027. The Study Area is located within the Northumbria River Basin District Flood Risk Management Plan (Environment Agency, 2022b).

9A.6.62 The Northumbria River Basin District FRMP (Environment Agency, 2016) has been published by the Environment Agency and sets out objectives to manage flood risk for the region for the period 2015 to 2021. The Proposed Development is located within the Tees Management Catchment. The following relevant objectives are to be met in the Tees Catchment:

- Social Objectives
 - reduce the number of people exposed to each category of flood hazard particularly high and extreme hazard;
 - ensure that critical infrastructure remains operational during flood events; and
 - reduce the social impact of flooding on communities at risk, especially in areas where there are high proportions of properties and social assets at risk.
- Economic Objectives
 - reduce the direct economic damages to property and agriculture from flooding; and
 - ensure that FRM expenditure follows the level of flood risk in the catchment.
- Environmental
 - protect heritage sites from the effects of flooding and where possible use FRM activities to enhance the landscape;
 - maintain and where possible improve the ecological function of designated sites through FRM activities;
 - allow river channel processes to operate naturally within the catchment; and
 - no adverse impact on water quality as a result of flooding.

Tees Catchment Flood Management Plan

9A.6.63 The role of Catchment Flood Management Plans (CFMP) is to identify flood risk management policies which will assist all key decision makers in the catchment to deliver sustainable flood risk management for the long term. The Tees CFMP

(Environment Agency, 2009) considers all types of inland flooding, from rivers, ground water, surface water and tidal flooding, but not flooding directly from the sea (coastal flooding).

- 9A.6.64 The CFMP splits the Tees catchment into eight sub-areas which have similar physical characteristics, sources of flooding and level of risk. The most appropriate approach to managing flood risk for each of the sub-areas is identified and one of six generic flood risk management policies is allocated to the area.
- 9A.6.65 The Proposed Development is located in Sub-area 4 — Eastern and identifies that flooding from rivers and surface water flooding problems from the drainage systems are the main sources of flood risk in the sub-area.
- 9A.6.66 The key factors affecting Sub-area 4, which contains Stockton-On-Tees, include future coastal flood risk as a result of sea level rise, high urban flood risk due to increasing use of culverts and channel straightening, and increasing development pressure in the sub-area. The CFMP policy for Sub-area 4 is to take further action to reduce flood risk there by actions such as investigating flood storage options, developing a Surface Water Maintenance and Management Plan (SWMP) and developing an asset management plan for flood defences and channel maintenance.

River Tyne to Flamborough Head Shoreline Management Plan

- 9A.6.67 As part of the Department for Environment, Food and Rural Affairs (Defra) strategy for flood and coastal defence, a Shoreline Management Plan (SMP) is developed by coastal areas, pursuant to the National Flood and Coastal Erosion Risk Management Strategy. The purpose of the SMP is to identify the most sustainable approach to managing the flood and coastal erosion risks to the coastline in the short-term (0 to 20 years), medium term (20 to 50 years) and long term (50 to 100 years).
- 9A.6.68 In the River Tyne to Flamborough Head SMP (Royal Haskoning, 2007), the Proposed Development Site location falls into 'Policy Development Zone 5 - Hartlepool Headland to Saltburn Scar and Management Area 13 (MA13) - Little Scar to Coatham Sands.
- 9A.6.69 The report identifies MA13 to be an area of low to high flood risk where the LLFA and the Environment Agency are already working towards managing the risk (the Proposed Development Site itself is located in an area shown to be at low risk of flooding from tidal sources). However, it is also an area that will be affected by climate change due to the low-lying land and its coastal location, and so will need ongoing maintenance and defence improvements. Overall, the policy for MA13 is to *"hold the line/ maintain the structure - maintain or change the level of protection provided by defences. This would include work or operations carried out in front of the existing defences or where, while maintaining existing defences, policies involve operations to the back of defences (such as secondary flood defences) as an essential part of maintaining the current defence system"*. To the south and east of the Estuary, where the Site is located), the policy is for *"no active intervention allowing natural development of the Coatham Sands and potential enhancement of habitat behind"*.

Local Policy

Redcar and Cleveland Local Plan (May 2018)

9A.6.70 The Proposed Development is predominantly within the administrative area of RCBC. RCBC has published a Local Plan which was adopted in 2018 (RCBC, 2018) and which outlines the Council strategy up to the year 2032.

9A.6.71 Policies specific to flood risk are highlighted in Table 9A-1516.

Table 9A-16: Relevant RCBC Local Planning Policies

DOCUMENT	POLICY
Redcar & Cleveland Local Plan	<p>Policy SD1 — Sustainable Development</p> <p>When considering development proposals, the Council will take a positive approach that reflects the presumption in favour of sustainable development contained in the NPPF.</p>
	<p>Policy SD2 - Locational Policy</p> <p>Development will be directed to the most sustainable locations in the borough. The majority of development will be focused in the urban and coastal areas. The location of new development will avoid areas at risk of flooding in line with the requirements set out in PPG25. (NB. PPG25 is now superseded by the PPG).</p>
	<p>Policy SD4 — General Development Principles</p> <p>In assessing the suitability of a site or location. development will be permitted where it;</p> <p>f. -will not increase flood risk either on site or downstream of the development; and</p> <p>l.- be sustainable in design and construction, incorporating best practice in resource management energy efficiency and climate change adaptation.</p>
	<p>Policy SD7 — Flood and Water Management</p> <p>Flood risk will be taken into account at all stages in the planning process to avoid inappropriate development in areas at current or future risk. Development in areas at risk of flooding, as identified by the EA flood risk maps, will only be granted where all the following criteria are met:</p> <p>a) the proposal meets the sequential and exception tests (where required) in relation to the NPPF;</p> <p>b) a site-specific flood risk assessment demonstrates that the development will be safe, including the access and egress, without increasing flood risk elsewhere. and, where possible, will reduce flood risk overall: and</p>

DOCUMENT	POLICY
	<p>c) new site drainage systems are well designed. taking account of events that exceed normal design standard (e.g. consideration of flood flow routing and utilising temporary storage areas).</p> <p>All development proposals will be expected to be designed to mitigate and adapt to climate change, taking account of flood risk by:</p> <p>d) ensuring opportunities to contribute to the mitigation of flooding elsewhere are taken;</p> <p>e) prioritising the use of sustainable drainage systems (SuDS)</p> <p>f) ensuring the full separation of foul and surface water flows; and</p> <p>g) ensuring development is in accordance with the Redcar and Cleveland SFRA.</p> <p>A site-specific flood risk assessment will be required to be carried out to demonstrate that the development is not at risk from flooding and that it does not increase flood risk downstream in the following circumstances:</p> <p>h) proposals of 1 ha in size or greater in Flood Zone 1; or</p> <p>i) proposals for new development (including minor development and change of use) in Flood Zones 3a or Flood Zone 2; or</p> <p>j) proposals for new development in areas susceptible to surface water flooding; or</p> <p>k) proposals situated in an area currently benefitting from defences; or</p> <p>l) proposals within 20m of a bank top of a main river; or</p> <p>m) proposals over a culverted watercourse or where development will be required to control or influence the flow of any watercourse; or</p> <p>n) where the Proposed Development may be subject to other sources of flooding.</p> <p>Surface water runoff not collected.</p>

Stockton-on-Tees Borough Council Local Plan (January 2019)

9A.6.72 The elements of the Proposed Development to the north of the River Tees (i.e. the Natural Gas Connection and CO₂ Gathering Network) are located within the STBC administrative area. STBC published a Local Plan in 2019 (STBC, 2019) which outlines the Council's strategy up to the year 2032.

9A.6.73 Policies specific to flood risk are highlighted in Table 9A-~~16~~[17](#).

Table 9A-17: Relevant STBC Planning Policies

DOCUMENT	POLICY
<p>Stockton on Tees Local Development Plan (2019)</p>	<p>Strategic Development Policy SD5 — Natural, Built and Historic Environment</p> <p>To ensure the conservation and enhancement of the environment alongside meeting the challenge of climate change the Council will 2). Meet the challenge of climate change, flooding and coastal change through a variety of methods including:</p> <ul style="list-style-type: none"> • Supporting sustainable water management within development proposals; • Directing new development towards areas of low flood risk (Flood Zone 1) ensuring flood risk is not increased elsewhere. and working with developers and partners to reduce flood risk; • Ensuring development takes into account the risks and opportunities associated with future changes to climate and are adaptable to changing social, technological and economic conditions such as incorporating suitable and effective climate change adaptation principle; and • Ensuring development minimises the effects of climate change and encourage new development to meet the highest feasible environmental standards.
	<p>Policy EG4 – Seal Sands, North Tees, and Billingham</p> <p>Development proposals in the North Tees and Seal Sands are required, as appropriate, to be supported by a site-specific FRA which considers, amongst other matters, emergency access/egress in the event of tidal flooding.</p>
	<p>Policy SD2 - Locational Policy</p> <p>Development will be directed to the most sustainable locations in the borough. The majority of development will be focused in the urban and coastal areas. The location of new development will avoid areas at risk of flooding in line with the requirements set out in PPG25. (NB. PPS 25 as referenced in objective 1 is now superseded as discussed in Section 15.2).</p>
	<p>Policy ENV4 — Reducing and Mitigating Flood Risk</p> <p>All new development will be directed towards areas of the lowest risk to minimise the risk of flooding from all sources and will mitigate any such risk through design and implementing sustainable drainage (SuDS) principles.</p> <p>Development on land in Flood Zones 2 or 3 will only be permitted following:</p> <p>a) The successful completion of the Sequential and Exception Tests (where required); and</p>

DOCUMENT	POLICY
	<p>b) A site-specific flood risk assessment, demonstrating development will be safe over the lifetime of the development, including access and egress, without increasing flood risk elsewhere and where possible reducing flood risk overall.</p> <p>Site specific flood risk assessments will be required in accordance with national policy.</p> <p>All development proposals will be designed to ensure that:</p> <ul style="list-style-type: none"> a) Opportunities are taken to mitigate the risk of flooding elsewhere; Foul and surface water flows are separated; b) Appropriate surface water drainage mitigation measures are incorporated, and Sustainable Drainage Systems are prioritised; and c) SuDs have regards to Tees Valley Authorities Local Standards for Sustainable drainage (2015) or successor document. <p>Surface water runoff should be managed at source wherever possible and disposed of in the following hierarchy of preference sequence:</p> <ul style="list-style-type: none"> a) To an infiltration or soak away system; then b) To a watercourse open or closed: then c) To a sewer. <p>For developments which were previously developed. the peak runoff rate from the development to any drain, sewer or surface water body for the 1-in-1 rainfall event and the 1-in-100 year rainfall event should be as close as reasonably practicable to the greenfield runoff rate from the development for the same rainfall event, but should never exceed the rate of discharge from the development prior to redevelopment for that event.</p> <p>Within critical drainage areas or other areas identified as having particular flood risk issues the Council may:</p> <ul style="list-style-type: none"> a) Support reduced runoff rates; and b) Seek contributions, where appropriate, towards off-site enhancements directly related to flow paths from the development, to provide increased flood risk benefits to the site and surrounding areas. <p>SuDS should be provided on major development unless demonstrated to be inappropriate. The incorporation of SuDS should be integral to the design process and be integrated with green infrastructure. Where SuDS are provided, arrangements must be put in place for their whole life management and maintenance.</p>

DOCUMENT	POLICY
	<p>Through partnership working the Council will work to achieve the goals of the Stockton on Tees Local Flood Risk Management Strategy and the Northumbria Catchment Flood Management Plan. To reduce the risk of flooding the Council is working in partnership with the Environment Agency to deliver a Flood Alleviation Scheme on Lustrum Beck.</p>

Hartlepool Local Plan (May 2018)

9A.6.74 A small section of the Proposed Development Site extends into HBC administrative area. HBC published a Local Plan in 2018 (HBC, 2018) which outlines the Council's strategy up to the year 2032.

9A.6.75 Policies specific to flood risk are highlighted in Table 9A-~~17~~18.

Table 9A-18: Relevant HBC Planning Policies

DOCUMENT	POLICY
<p>Hartlepool Local Plan (2018)</p>	<p>Policy SUS1: The Presumption in Favour of Sustainable Development When considering development proposals, the Borough Council will take a positive approach that reflects the presumption in favour of sustainable development contained in the National Planning Policy Framework. It will always work proactively with applicants jointly to find solutions which mean that proposals can be approved wherever possible, and to secure development that improves the economic, social, and environmental conditions in the area.</p> <p>Planning applications that accord with the policies in this Local Plan (and, where relevant, with policies in neighbourhood plans) will be approved without delay, unless material considerations indicate otherwise.</p> <p>Where there are no policies relevant to the application or relevant policies are out of date at the time of making the decision then the Borough Council will grant permission unless material considerations indicate otherwise – taking into account whether:</p> <ul style="list-style-type: none"> a) Any adverse impacts of granting permission would significantly and demonstrably outweigh the benefits, when assessed against the policies in the National Planning Policy Framework taken as a whole; or b) Specific policies in that Framework indicate that development should be restricted.
	<p>Policy LS1: Locational Strategy Development will be focused in areas of lower flood risk where possible and must comply with policy CC2.</p>
	<p>Policy CC1: Minimising and adapting to climate change</p>

DOCUMENT	POLICY
	<p>The Borough Council will work with partner organisations, developers and the community to help minimise and adapt to climate change by:</p> <ol style="list-style-type: none"> 1) Locating development in areas of low flood risk wherever possible and incorporating appropriate measures to minimise flood risk, such as sustainable drainage systems and the use of porous materials along with water retention and recycling. <hr/> <p>Policy CC2: Reducing and mitigating flood risk</p> <p>All new development proposals will be required to demonstrate how they will minimise flood risk to people, property and infrastructure from all potential sources by:</p> <ol style="list-style-type: none"> 1) Avoiding inappropriate development in areas at risk of flooding and directing the development away from areas at highest risk, applying the Sequential Test and if necessary, the Exceptions Test, in accordance with national policy and the Hartlepool Strategic Flood Risk Assessment; 2) Site Specific Flood Risk Assessments will be required in accordance with national policy; 3) Ensuring that the development will be safe over its lifetime, taking account of climate change, will not increase flood risk in vulnerable locations elsewhere and where possible, will reduce flood risk overall; 4) Assessing the impact of the development proposal on existing sewerage infrastructure and flood risk management infrastructure, including whether there is a need to reinforce such infrastructure or provide new infrastructure; 5) Ensuring that development proposals are resilient to flood risk, in accordance with national policy and the findings and recommendations of the Hartlepool Strategic Flood Risk Assessment; 6) Requiring that all development proposals include provision for the full separation of foul and surface water flows; 7) Ensuring that development proposals separate, minimise and control surface water run-off, with Sustainable Drainage Systems being the 8) preferred approach. 9) Surface water should be managed at source wherever possible, ensuring that there is no net increase in surface water runoff for the lifetime of the development. Surface water should be disposed of in accordance with the following hierarchy for surface water run-off: <ol style="list-style-type: none"> a) to a soak away system, unless it can be demonstrated that this is not feasible due to poor infiltration with the underlying ground conditions; b) to a watercourse, unless there is no alternative or suitable receiving watercourse available;

DOCUMENT	POLICY
	<p>c) to a surface water sewer;</p> <p>d) disposal to combined sewers should be the last resort once all other methods have been explored.</p> <p>10) Where Greenfield sites are to be developed, the surface water run-off rates should not exceed, and where possible, should reduce the existing run-off rates. Where previously developed (brownfield) sites are to be developed, surface water run-off rates should seek to achieve greenfield equivalent run off rates or be reduced by a minimum of 50% of the existing site run-off rate.</p>

Other Relevant Policy and Guidance

Local Flood Risk Management Strategies

- 9A.6.76 The vision of the Stockton-on-Tees Local Flood Risk Management Strategy (FRMS) (STBC, 2015), the Redcar and Cleveland FRMS (RCBC, 2017) and the Hartlepool FRMS (HBC, 2016) is "*To work with our partners in the Borough of Stockton-On-Tees to reduce the risk of flooding to residents and businesses and ensure that flood risk is managed in the most effective and sustainable way*".
- 9A.6.77 The strategies assess local flood risk (from surface water, groundwater and Ordinary Watercourses) within the boroughs and set objectives for managing this risk. The strategies detail mechanisms for achieving the objectives and seeks to reduce the risk of flooding to residents in both boroughs.

Strategic Flood Risk Assessments

- 9A.6.78 A SFRA provides the central source of all relevant flood risk information. An SFRA is required to initiate the sequential risk-based approach to the allocation of land for development in the Councils Local Plans and to identify whether the application of the Exception Test is likely to be necessary.
- 9A.6.79 The STBC Level 1 SFRA (JBA Consulting, 2018) indicates that the majority of fluvial flood risk comes from the River Tees. The tidal flood risk is particularly extensive, placing large parts of the industrial area on the north bank of the River Tees and other, more central parts of the borough, at risk. Tide locking (prevention of fluvial flow discharging due to high tide levels) is also a contributing flood risk factor on many watercourses that flow into the tidal Tees.
- 9A.6.80 The available detailed maps presented within the STBC SFRA (Map 10, 11, 16, 17 and 18, see Annex B) confirm that the parts of the Proposed Development Site located within Flood 3 are all located within Flood Zone 3a.
- 9A.6.81 In the Level 2 SFRA (STDC, 2018b) three allocation sites have been taken forward from the Level 1 SFRA (STDC, 2018a) for a more detailed Level 2 screening assessment. The three allocation sites do not include the Proposed Development Site.

-
- 9A.6.82 The RCBC Level 1 SFRA (RCBC, 2016a) notes that fluvial flood risk in the borough is low and tidal risk mainly comes from the River Tees in the west of the borough though is confined to the Docklands area. The Level 2 SFRA (RCBC, 2016b) provides a detailed assessment of flood hazards for the area at risk of tidal flooding and how this risk impacts on allocated development sites and available employment land. The study has identified three areas in the Borough which have critical drainage problems. These are Redcar, Eston and Guisborough.
- 9A.6.83 The available detailed maps presented within the RCBC SFRA (Map 1, 2, 14, 15, 16 and 17 - see Annex B) confirm that the parts of the Proposed Development Site located within Flood 3 are all located within Flood Zone 3a.
- 9A.6.84 The HBC Level 1 SFRA (HBC, 2017) notes that fluvial flood risk in the borough is low in the area around Greatham Beck, and tidal risk mainly comes from two coastal areas, currently protected by flood defences. The SFRA (HBC, 2010) provides a detailed assessment of flood hazards for the area at risk of tidal flooding and how this risk impacts on allocated development sites and available employment land. The study has identified three areas in the Borough which have critical drainage problems. These are the Stell, Middle Warren and Valley Drive.

Preliminary Flood Risk Assessments

- 9A.6.85 In their roles as LLFAs, STBC, RCBC, and HBC have produced Preliminary Flood Risk Assessment (PFRA) reports to meet their statutory duties to manage local flood risk and deliver the requirements of the Flood Risk Regulations 2009 (HM Government, 2009). The Regulations require LLFAs, through the PFRA process, to determine whether there is a significant risk in their area based on local flooding (surface water, groundwater, Ordinary Watercourses and canals) and to identify the part of the area affected by these risks.
- 9A.6.86 The purpose of a PFRA report is to provide a strategic assessment of flood risk from local sources including surface water, groundwater, Ordinary Watercourses and canals. The reports are high-level screening exercises using readily available data held by the Councils and partnering organisations. The reports look at historical flood events and consider the potential future flood events that may have a significant consequence on human health, economic activity and the environment including cultural heritage.
- 9A.6.87 The STBC PFRA (STBC, 2011) identifies six locations which have been subject to historical flooding. Of these locations Port Clarence and Lustrum Beck, although located outside the proposed Site boundary, fall within the Study Area.
- 9A.6.88 The RCBC PFRA (RCBC, 2011) notes that there are a number of locations across Redcar and Cleveland that are subject to frequent flooding from local sources, particularly from surface water.
- 9A.6.89 The HBC PFRA (HBC, 2011) identifies three locations which have been subject to historical flooding. The three allocation sites do not include the Proposed Development Site.

Tees Valley Authorities Local Standards for Sustainable Drainage

- 9A.6.90 The Tees Valley Authorities (i.e., the local authorities of Hartlepool, Middlesbrough, Redcar and Cleveland, Stockton-on-Tees, and Darlington Borough Councils) produced a supplementary planning guidance (SPG) document entitled ‘Sustainable Drainage Systems (SuDS) Guidance: Design Guide and Local Standards’ in 2019 (The Tees Valley Authorities, 2019). Volume 1 provides an overview into SuDS techniques and policy requirements. Volume 2 highlights the Tees Valley specific local standards intended to provide clarity to the national standards.
- 9A.6.91 The document strongly promotes the use of sustainable drainage systems to help manage increased surface water runoff from new developments and help mitigate flood risk. It outlines the minimum standards to ensure a satisfactory scheme is constructed but are not intended to preclude any requirement for a higher standard that may be deemed necessary.
- 9A.6.92 It is stated that when designing and using SuDS, consideration should be given to ensuring that they: reduce damage from flooding, improve water quality, protect, and improve the environment, protect health and safety and ensure stability and durability of drainage.

9A.7 Flood Risk Sources

- 9A.7.1 Both the NPS (DESNZ, 2023a) and NPPF (DLUHC, 2023) require the effects of all forms of flood risk, both to and from the Proposed Development, to be considered within an FRA. There should be demonstration of how these should be managed so that the development remains safe throughout its lifetime, taking into account current climate change predictions.
- 9A.7.2 This section discusses these potential risks in relation to tidal, fluvial, surface water runoff, groundwater and man-made/artificial sources.

Historical Flooding Incidents

- 9A.7.3 The history of tidal flooding from the River Tees dates back as far as 1836, according to the online BHS Chronology of British Hydrological Events (University of Dundee, 2023). There was severe tidal flooding of Stockton on Tees in this year and then again in Middlesbrough in 1903.
- 9A.7.4 STBC hold no records of historical flooding for Ordinary Watercourses in the vicinity of the Proposed Development Site.
- 9A.7.5 The main source of historic flooding in RCBC is from the other local sources e.g. surface water sewers, water authority combined sewers, smaller (ordinary) watercourses and drains. All the main urban areas in RCBC have been subject to this type of local flooding at different times. In total, nearly 800 flooding incidents have been recorded by the different data holders, affecting around 10 main locations. The main local flood risk locations, identified in the SFRA are Eston, Guisborough and Redcar. These have been classed as Critical Drainage Areas (CDAs) within the SFRA.

9A.7.6 Records of historical flooding taken from the BHS Chronology of British Hydrological Events and LLFAs SFRAs are summarised in Table 9A-1819.

Table 9A-19: Records of Historical Flooding

DATE	FLOODING SOURCE	OVERVIEW
1953	Tidal	An area of low pressure, in conjunction with North Westerly winds and a high spring tide, caused a large tidal surge and flooding of Port Clarence to a depth of 1.2 m. the peak water level was 4.01 m AOD at the River Tees. There were two breaches of the embankments at Greatham Creek on both the North and South embankment, in the vicinity of the A178. Other areas affected include Billingham Reach Industrial Estate, Tees Marshalling Yard, along with many of the lower reaches of the tidal River Tees.
January 1978	Tidal	A breach of the Greatham Creek defences where both the North and South banks were breached downstream of the A178.
1983	Tidal	A breach of the Greatham Creek Southern flood defence embankment both upstream and downstream of the A178, with a peak tide level of 3.65 m AOD.
March 1999	Fluvial	Substantial flooding occurred due to heavy rain and peak flows unable to pass through Holme Fleet culvert, which is located to the north of Port Clarence. It was reported that the culvert was blocked at the time by material which had entered the access chambers.
8 November 2000	Fluvial	Between 02:00 and 04:00 an intense storm hit the area of Port Clarence. Approximately 16 properties suffered from internal flooding with flood water reaching ground floor level. It was reported that the flooding occurred due to Holme Fleet Beck overflowing due to heavy rainfall.
Unknown	Groundwater	Flooding to the south of Marske, directly below Errington Wood.
25/26 September 2012	Fluvial and Surface Water	24-hours of persistent heavy rain followed the wettest summer on record, resulting in fluvial and surface water flooding of several communities. The most severely affected were those along Lustrum Beck, and those in Norton near Billingham Beck. Traffic disruption also occurred following flooding of the A19/A66 trunk road. The report estimates that 150 properties and businesses were flooded internally.

DATE	FLOODING SOURCE	OVERVIEW
5 December 2013	Tidal	Tidal flooding occurred within the Stockton borough due to a combination of a high spring tide and a low-pressure system causing a positive tidal surge. The total tide height was 4.09 m AOD. Which surpassed the recorded historic events in the area; 32 residential properties were internally flooded at Port Clarence, as well as 20 businesses across Port Clarence. Billingham Reach Industrial Estate and Seal Sands. There was significant infrastructure damage, including the closure of the A19 Portrack interchange and partial closure of the A66 trunk road at Teesside Park. Breach of the flood defences at Greatham Creek flooded a large area of land.
1 April 2017	Fluvial/Surface Water/Drainage Infrastructure	Cross Beck catchment in Eston and Spencer Beck catchment in Teesville affected. Met Office confirmed that one weeks' worth of rain fell in one hour and Northumbrian Water Limited confirmed the event was a 1 in 197-year storm. Ground conditions were very dry prior to the event which exacerbated the speed of run off from land to watercourses. Intensity of rainfall resulted in all drainage systems being inundated and overwhelmed.

Tidal Sources

- 9A.7.7 The Main Site is situated in a coastal location, with the North Sea approximately 0.6 km to the north.
- 9A.7.8 The River Tees is classified as an Environment Agency Main River on the Digital Mapping Network and is located approximately 1.6 km to the west of the Proposed Development Site. The River Tees is tidal at this location, with the normal tidal limit approximately 14 km upstream (at the Tees Barrage).
- 9A.7.9 Greatham Creek, an Environment Agency Main River, is a tidal watercourse which flows in a westerly direction, following the STBC boundary, and discharges into the Tees at Seal Sands. Its tidal limit extends to a weir, which is 300 m upstream of the confluence with Cowbridge Beck, outside of Stockton Borough. The Creek is crossed by bridges which carry the A178 trunk road and the emergency access road to Seal Sands. There is a history of tidal flooding and breach of the defences at Greatham Creek.
- 9A.7.10 The STBC SFRA (STBC, 2018a) states *"The tidal flood risk is particularly extensive, placing large parts of the industrial area on the north bank of the Tees estuary and other, more central parts of the Borough, at risk. In addition, tide locking (prevention*

of fluvial flow discharging due to high tide levels) is also a contributing flood risk factor on many watercourses that flow into the tidal Tees".

- 9A.7.11 Flood defence and artificial ground raising protect much of STBC from tidal flooding. There is the potential for some defences to be outflanked, notably those at Port Clarence, Old River Tees and at Greatham Creek.

Flood Map for Planning

- 9A.7.12 The Environment Agency's FMfP (Environment Agency, n.d.a) (available to view on their website and Figure 9-3: Fluvial Flood Risk, ~~(ES Volume II, EN070009/APP/6.3)~~ [\[PDA-010\]](#)) identifies areas subject to fluvial/tidal flood risk for the present day but does not include the benefits or impacts of any existing flood defences or climate change respectively.
- 9A.7.13 In addition to the FMfP (Environment Agency, n.d.a), the available detailed maps presented within the SFRAs for STBC (Map 10, 11, 16, 17 and 18) (STBC, 2018a) and RCBC (Map 1, 2, 14, 15, 16 and 17) (RCBC, 2016) presented in Annex B, confirm that the parts of the Proposed Development Site located within Flood Zone 3 are all within Flood Zone 3a. There is no land within the Proposed Development Site boundary located in Flood Zone 3b (Functional Floodplain) in relation to tidal flood sources.
- 9A.7.14 Flood zone definitions are summarised in Table 9A-~~78~~ and the supporting flood risk mapping is presented on Figure 9-3: Fluvial Flood Risk ~~(ES Volume II, EN070009/APP/6.3)~~ [\[PDA-010\]](#).
- 9A.7.15 The FMfP (Environment Agency, n.d.a) illustrates that the Main Site is located entirely in Flood Zone 1 and a significant amount of the Hydrogen Pipeline Corridor is located within Flood Zones 2 and 3. Small areas of the Electrical Connection Corridor and the Water Connections Corridor are also located within Flood Zones 2 and 3.
- 9A.7.16 The Hydrogen Pipeline Corridor crosses Flood Zones 2 and 3 at the delta of Greatham Creek flowing into the Seaton on Tees Channel, between Holme Fleet and Swallow Fleet in the south-west of the Proposed Development Site and around the Dabholm Gut and Knitting Wife Beck in the north-east of the Proposed Development Site. Refer to Figure 9-3: Fluvial Flood Risk ~~(ES Volume II, EN070009/APP/6.3)~~ [\[PDA-010\]](#) for the spatial extent of these Flood Zones.
- 9A.7.17 Flood risk is extensive to the north of the River Tees including large areas of the very low-lying Seal Sands, Cowpen Marsh, Saltholme and Port Clarence, with flooding predominantly associated with the River Tees and Greatham Creek. The connection corridor that extends out towards Billingham crossing land between the two tidal watercourses is located across Flood Zone 1 (low risk), Flood Zone 2 (medium risk) and Flood Zone 3a (high risk) with the main area at risk located to the north of Port Clarence. There is no land within the Proposed Development Site within Flood Zone 3b (Functional Floodplain).

Flood Defences

- 9A.7.18 In accordance with the NPPF (DLUHC, 2023), the requirements are to ensure any proposed developments are designed to manage tidal flooding up to a 0.5% AEP (1 in 200 chance) event, taking into account the potential impacts of climate change.
- 9A.7.19 It is noted in the STBC SFRA (STBC, 2018a) that “*flood defence and artificial ground raising protect much of STBC from tidal flooding*”.
- 9A.7.20 Consultation with the Environment Agency (see FRA Annex A) identifies that the Environment Agency own and maintain a number of flood defence assets along the River Tees near the Proposed Development Site. The tidal defences protecting the Site consist of a combination of high ground and raised defences, including floodwalls and flood banks and reduce the risk of flooding up to a 0.5% AEP (1 in 200 chance in any year) event. The Environment Agency inspects these defences routinely to ensure potential defects are identified. Further details on flood management infrastructure is provided in Section 9A.4.

Modelled Tidal Water Levels

- 9A.7.21 The Environment Agency provided modelled tidal peak water levels for the tidal Tees area for the proposed NZT Development for the 0.5% AEP (1 in 200 year), 0.1% AEP (1 in 1000 year) and 0.1% AEP with climate change scenario flood events to inform the NZT FRA (bp, 2021) (see Annex A) and associated DCO application.
- 9A.7.22 The outputs are from the 2020 Greatham and Port Clarence model update report (JBA, 2020), the 2011 Tidal Tees Integrated Flood Risk Modelling Study and the 0.1% AEP plus climate change levels from the 2015 Tidal Tees Integrated Flood Risk Modelling Study.
- 9A.7.23 The 0.1% AEP plus climate change events were not provided in the 2020 updated modelling, however, the 2015 0.1% AEP results provided for the NZT FRA (bp, 2021) were deemed to be appropriate for the H2Teesside assessment as climate change uplifts have not changed in the intervening period between the two assessments and current day levels had slightly decreased in the new modelling. This means that the 2015 estimates still accurately represent flood risk in the area. The maximum water levels along the reach are presented in Table 9A-1920. These are the current best estimate for extreme tidal water levels in the vicinity of the Proposed Development Site.
- 9A.7.24 The Environment Agency's model (JBA, 2020), demonstrated that during a 0.1% AEP (1 in 1000 chance) event based upon the existing (2019) scenario, tidal levels in the River Tees could rise up to 4.33m AOD at the mouth of the estuary and up to 4.40m AOD where the A19 crosses the Tees near Portrack.

Table 9A-20: Modelled Water Levels for the Tidal River Tees

LOCATION	RETURN PERIOD UNDEFENDED SCENARIO WATER LEVELS (m AOD)			RETURN PERIOD DEFENDED SCENARIO WATER LEVELS (m AOD)		
	0.5%	0.1%	0.1% + CC	0.5%	0.1%	0.1% + CC
NZ 55096 28427 (Teessmouth)	4.0810	4.33	5.25	4.08-	4.33-	
NZ 54455 26362 (opp. RBT)	4.0811	4.33	5.26	4.0811	4.33	5.26
NZ 54745 24769 (app. Dabholm Gut)	4.0911	4.33	5.27	4.0912	4.34	5.26
NZ 51605 20997 (app. Clarence Wharf)	4.12	4.36	5.29	4.12	4.37	5.27
NZ 50618 21103 (app. Port Clarence)	4.13	4.36	5.30	4.13	4.37	5.26
NZ 47863 19935 (Newport Bridge)	4.15	4.40	5.32	4.15	4.40	5.29
NZ 47539 19485 (Portrack)	4.16	4.40	5.33	4.15	4.40	5.29

Source: 2011 Tidal Tees Integrated Flood Risk Modelling Study and 2015 Tidal Tees Integrated Flood Risk Modelling Study: Running the 0.1% AEP + climate change 2020 Greatham and Port Clarence model update report. (Environment Agency Consultation - Annex A)

9A.7.25 The 0.1% AEP (1 in 1000 chance) including climate change modelled water levels taken from the 2015 Tidal Tees Integrated Flood Risk Modelling Study demonstrate that during a 0.1% AEP event based upon the future 2115 scenario, tidal levels in the River Tees could rise up to 5.25m AOD at the mouth of the estuary and up to 5.33m AOD where the A19 crosses the Tees near Portrack.

9A.7.26 The Environment Agency climate change guidance (Environment Agency, 2022a) was recently updated with revised sea level allowances (see Table 9A-78) up to the year 2125. Applying these sea level allowances to the existing (2019) scenarios indicates water levels along the estuary could increase by 0.94m using the Higher Central allowance and 1.32m using the Upper End allowance.

9A.7.27 Table 9A-2021 shows the water levels for a 0.5% AEP and 0.1 % AEP flood event when the Higher Central, Upper End and H++ allowances are applied. Table 9A-20 also shows the potential sea level rise for the lifetime of the development, taken to be 75 years, in line with NPPF (DLUHC, 2023) /PPG (DLUHC, 2022) recommendations.

Table 9A-21: Tidal Water Levels for the Tidal River Tees with Climate Change Allowances (m AOD)

LOCATION	HIGHER CENTRAL				UPPER END				H++ (1.9m INCREASE TO 2100)	
	TOTAL INCREASE 0.94m TO 2125		TOTAL INCREASE 0.66m TO 2105 (75 YR LIFETIME)		TOTAL INCREASE 1.32M TO 2125		TOTAL INCREASE 0.904m TO 2105 (75 YR LIFETIME)			
	0.5% AEP	0.1% AEP	0.5% AEP	0.1% AEP	0.5% AEP	0.1% AEP	0.5% AEP	0.1% AEP	0.5% AEP	0.1% AEP
NZ 55096 28427 (Teessmouth)	5.02	5.27	4.74	4.99	5.40	5.65	4.99	5.23	5.98	6.23
NZ 47539 19485 (Portrack)	5.10	5.34	4.82	5.06	5.48	5.72	5.06	5.30	6.06	6.30

9A.7.28 For coastal flooding, the Environment Agency climate guidance (Environment Agency, 20232a) states to use:

- Higher Central Allowance: as a design allowance;
- Upper End Allowance: to test sensitivity to severe climate change and any required mitigation;
- H++/Credible Maximum: to test the project under more extreme climate change and exceedance events – but does not have to be used to inform mitigation.

9A.7.29 In reality, based on an expected lifetime of 25 years for each phase of the development, the maximum flood water levels would be significantly less than those shown in Table 9A-~~2021~~.

Residual Flood Risk- Overtopping and/or breach of Flood Defences

Overtopping of Flood Defences

9A.7.30 Existing flood defences along both banks of the River Tees generally comprise high ground and provide protection against flooding up to and including the 0.5% AEP (1 in 200) flood event.

9A.7.31 Historically, flood defences comprising flood walls and flood banks have been known to overtop in the Port Clarence area flooding land to the north of the River Tees, however, a new flood defence scheme has recently been constructed to a minimum standard of 0.5% AEP to protect against the risk of flooding in this area.

9A.7.32 There is no overtopping scenario hazard mapping data available from the Environment Agency to inform this assessment, therefore it is assumed that overtopping of the flood defences as a worst-case scenario, would result in a similar

- flood extent to the undefended Flood Zone 2 and Flood Zone 3a flood extents provided by the Environment Agency.
- 9A.7.33 In accordance with the NPPF (DLUHC, 2023), the assessment of overtopping should be undertaken using the 0.5% AEP (1 in 200) plus climate change design tidal event. Based on Table 9A-2010, maximum flood water levels for a 0.5% AEP Higher Central climate change flood event are between 4.72 – 4.84m AOD and the Upper End climate change flood event water levels are between 4.99 – 5.06m AOD for the lifetime of the development considered in this FRA (assessed as 75 years).
- 9A.7.34 The Main Site is located in Flood Zone 1 and the Proposed Development will be sited at a level no lower than a minimum ground level of 6.83m AOD, a level derived from the 0.1% AEP H++ flood level of 6.23m AOD (as presented in Table 9A-2021) with an additional freeboard of 600 mm added. The minimum Development platform elevation to minimise the risk of flooding (allowing for climate change) is therefore 6.83 m AOD. The Main Site is currently generally at 7.0 m AOD +/- 0.5 m with a minimum ground level of 6.5 m AOD and isolated areas of higher topography.
- 9A.7.35 Post site clearance and remediation it is anticipated that ground level will be at 7.1 m AOD for Phase 1, where the final high pavement point will be above 7.4 m AOD. The development platform for Phase 2 will be at least 7.1 m AOD but not exceed 8 m AOD.
- 9A.7.36 The 0.5% AEP climate change water level (adjusted using the Higher Central Allowance and Upper End allowance respectively) is calculated as 5.02m AOD and 5.40m AOD at the mouth of the River Tees and therefore both scenario water levels are significantly below the site levels in this area. Even if the assessment were to be undertaken using the H++ water level of 5.98m AOD (for a 0.5% AEP tidal event) and 6.23m AOD (derived from the 6.23 m AOD flood level for a 0.1% AEP H++ plus 600 mm freeboard) (for a 0.1% AEP tidal event) the risk of tidal flooding to the Main Site would remain low (i.e. within Flood Zone 1) should overtopping of the high ground occur.
- 9A.7.37 The Proposed Development located to the south and south-west of the Main Site (the Hydrogen Pipeline Corridor, Water Connections Corridor, CO₂ Export Corridor, Natural Gas Connection Corridor, and the Electrical Connection Corridor) will, wherever possible, use existing above ground pipe racking networks, existing culverts and overbridges, and will remain at low risk of flooding, with the exception of watercourse crossings.
- 9A.7.38 In the Port Clarence area, should overtopping occur for the present day scenario along the River Tees or Greatham Brook, the Hydrogen Pipeline Corridor, to the east of Billingham, which will use an existing above ground pipe racking network, existing culverts and overbridges, will be flooded and assuming a worst case scenario, the area flooded will be similar to the Flood Zone 3a extent shown on the current Environment Agency flood map (Environment Agency (n.d.a)).
- [9A.7.39 Where above ground pipelines are proposed within the Connection Corridors there is potential for flood water to be impeded and flood risk in the area local to the corridor to increase. However, given the extent of the many existing above ground](#)

pipelines within these Connection Corridor routes it is considered that, given the worst case tidal overtopping flood extents, the proposed pipeline design, where constructed above ground along existing corridors, would not significantly affect flood risk compared to the current scenario.

9A.7.399A.7.40 Overtopping of the flood defences in this area for the Upper End and H++ scenarios result in an increase in flood depth and an increase in flood extents meaning a greater area of the Hydrogen Pipeline Corridor i.e. the area currently located within Flood Zone 1 to the east of Billingham, would be at risk of flooding.

Breach/Failure of Flood Defences

9A.7.409A.7.41 Existing flood defences along both banks of the River Tees generally comprise high ground and raised defences, including floodwalls and flood banks, and provide protection against flooding up to and including the 0.5% AEP (1 in 200) flood event. High ground is generally not susceptible to breach and/or failure therefore the main residual tidal flood risk along the River Tees is from overtopping, as outlined above. According to information provided by the Environment Agency (presented in Annex A) defences are in 'very good to good' condition. The Environment Agency inspects these defences routinely to ensure potential defects are identified.

9A.7.419A.7.42 Historically, flood defences at Port Clarence (flood walls and flood banks) and flood embankments along Greatham Creek have breached, flooding land between the two watercourses where ground levels, based on OS mapping spot levels, are between 0 to 10m AOD. In 2019 a major flood defence scheme to protect Port Clarence and some of the surrounding industrial areas from tidal flooding was completed. This included improving defences along the north bank of the River Tees and along the south bank of Greatham Creek, providing a 0.5% AEP standard of protection.

9A.7.43 There is no breach scenario hazard mapping data available from the Environment Agency to inform this assessment. It is assumed that a breach or failure of the flood defences, (present day scenario) as a worst-case, would result in a similar flood extent to the undefended Flood Zone 2 and Flood Zone 3a flood extents provided by the Environment Agency. The Hydrogen Pipeline Corridor, to the east of Billingham, which will use an existing above ground pipe racking network, existing culverts and overbridges, would be flooded under this scenario.

9A.7.44 Where above ground pipelines are proposed within the Connection Corridors there is potential for flood water to be impeded and flood risk in the area local to the corridor to increase. However, given the extent of the many existing above ground pipelines within these Connection Corridor routes it is considered that, given the worst case tidal breach flood extents, the proposed pipeline design, where constructed above ground along existing corridors, would not significantly affect flood risk compared to the current scenario.

9A.7.429A.7.45 A breach in the flood defences for the Upper End and H++ scenarios would result in an increase in flood depth and an increase in flood extents meaning a greater area of the Hydrogen Pipeline Corridor i.e. the area currently located

within Flood Zone 1 to the east and south of Billingham, would potentially be at risk of flooding.

Risk of Flooding

[9A.7.43](#)[9A.7.46](#) Based on the information provided by the Environment Agency, it has been determined that the Main Site and the majority of the connection corridors (the Water Connections Corridor, the Electrical Connection Corridor, the Natural Gas Connection Corridor, CO₂ Export Corridor and the Hydrogen Pipeline Corridor are located within Flood Zone 1 on the north and south banks of the River Tees) are at a 'low' risk of flooding from tidal sources.

[9A.7.44](#)[9A.7.47](#) The section of the Hydrogen Pipeline Corridor crossing the River Tees and the section to the east of Billingham (located in Flood Zone 3a on the north bank of the River Tees) is at 'high' risk of tidal flooding.

[9A.7.45](#)[9A.7.48](#) The Main Site, with ground elevations no lower than 6.83m AOD, will remain at low risk of flooding from overtopping of the high ground (informal flood defences) during events that exceed a 0.5% AEP (1 in 200 chance) of flooding, and during a 0.1% AEP (1 in 1000 chance) event taking into account climate change, including the H++ climate change scenario.

[9A.7.46](#)[9A.7.49](#) If the defences adjacent to Port Clarence and along the southern bank of Greatham Creek were to overtop or fail/breach the Hydrogen Pipeline Corridor located between the two watercourses, would be at 'high' residual risk of flooding from both the existing scenario 0.5% and 0.1% AEP events and future climate change scenarios, including the H++ scenario.

Fluvial Sources

[9A.7.47](#)[9A.7.50](#) A review of OS mapping identified that the nearest watercourse to the Main Site is The Fleet, located approximately 273 m to the south-east of the Main Site and Dabholm Gut, located approximately 1.1 km to the south.

[9A.7.48](#)[9A.7.51](#) Numerous Ordinary Watercourses intersect the Connection Corridor routes including Mains Dike, The Mill Race, Kinkerdale Beck and Knitting Wife Beck to the south of the River Tees and Belasis Beck, Mucky Fleet and Swallow Fleet to the north of the River Tees near Billingham. These watercourses all pose a potential risk of fluvial flooding to the Connection Corridors.

Flood Map for Planning

[9A.7.49](#)[9A.7.52](#) The Environment Agency FMfP (Environment Agency, n.d.a) illustrates that the Main Site is located entirely in Flood Zone 1 (low risk of flooding from fluvial sources). The majority of the Electrical Connection Corridor and the Water Connections Corridor is located within Flood Zone 1, except a small part of the Electrical Connection Corridor, between the Teesport Estate and the Trunk Road Industrial Estate, which falls within Flood Zones 2 and 3.

[9A.7.50](#)[9A.7.53](#) Flooding is more extensive to the north bank of the River Tees and a significant amount of the Hydrogen Pipeline Corridor is located within Flood Zones 2 (medium risk of flooding) and 3 (high risk of flooding), however, flooding in this

area is predominantly from tidal sources. There are, however, Ordinary Watercourses, such as the Mucky Fleet, Swallow Fleet and Belasis Beck that could pose a risk to small sections of the Hydrogen Pipeline Corridor, predominantly where the Connection Corridor passes over a watercourse/drain.

[9A.7.51](#)[9A.7.54](#) Flood zone definitions are summarised in Section 9A.6, Table 9A-78 and the supporting flood risk mapping is presented on Figure 9-3: Fluvial Flood Risk ([ES Volume II, EN070009/APP/6.3](#)), [PDA-010]. Mapping taken from the SFRAs defining Flood Zones 3a and 3b are presented in Annex B.

Flood Defences

[9A.7.52](#)[9A.7.55](#) The Environment Agency FMfP (Environment Agency, n.d.a) indicates that the Proposed Development Site is not located in an area benefitting from flood defences. The FMfP (Environment Agency, n.d.a) shows small sections of raised tidal flood defences located along the River Tees to the west and south west of the Main Site, however; there is no information regarding fluvial flood defences along the smaller watercourses in the area. Further information on flood management infrastructure is presented in Section 9A.4.

Modelled Fluvial Water Levels

[9A.7.53](#)[9A.7.56](#) No modelled fluvial flood level data is available for the smaller watercourses in the Study Area.

[9A.7.54](#)[9A.7.57](#) It is known that tide locking (prevention of fluvial flow discharging due to high tide levels) is a contributing flood risk factor on many watercourses that flow into the tidal Tees.

[9A.7.55](#)[9A.7.58](#) Smaller watercourses have no associated hydraulic model or modelled flood water data available to inform the assessment. As a proxy, for catchment areas less than 3 km², the Environment Agency Risk of Flooding from Surface Water (RoFSW) maps (Figure 9-4: Surface Water Flood Risk ([ES Volume II, EN070009/APP/6.3](#))), [PDA-109]), primarily used to represent surface runoff, can also be used to identify flooding from Ordinary Watercourses. Analysis of the mapped flood extents associated with Ordinary Watercourses indicates that for the present day flooding is not significant, and should a flood occur the area of inundation remains local to the watercourse.

Risk of Flooding

[9A.7.56](#)[9A.7.59](#) It is considered that during the existing scenario the Main Site and the majority of the Connection Corridors to the north and south of the River Tees are at 'low' risk of flooding from fluvial sources.

[9A.7.57](#)[9A.7.60](#) Climate change is assessed using the +40% higher central allowance for areas of the Site located in Flood Zone 1, as required by the Environment Agency climate change guidance (Environment Agency, 2022a). The Main Site, with ground levels no lower than 6.83m AOD will remain at low risk of flooding from the 1% AEP with a 40% allowance for climate change flood event.

[9A.7.589A.7.61](#) For areas of the Proposed Development Site located in Flood Zones 2 and 3a, where Connection Corridor routes cross watercourses, according to the Environment Agency climate change guidance (Environment Agency, 2022a), for essential infrastructure the upper end climate change allowance (61%) is used to assess the H++ scenario.

[9A.7.599A.7.62](#) Taking the climate change scenarios into account, the risk of flooding to the Main Site itself will remain low as high ground levels ensure that the site remains in Flood Zone 1.

[9A.7.609A.7.63](#) For the H++ climate change scenario the risk of flooding from The Fleet and Dabholm Gut will increase with the depth and extent of flooding increasing across a larger area. As such, the above ground elements of the Connection Corridors in these areas will be at increased risk of fluvial flooding over the lifetime of the development.

[9A.7.619A.7.64](#) On the north bank of the River Tees, both climate change scenarios will have a similar impact on flooding from the Mucky Fleet, Swallow Fleet and Belasis Beck. An increase in the extent and depth of flooding is likely to increase the flood risk to the sections of the Hydrogen Pipeline Corridor located in proximity to these Ordinary Watercourses.

[9A.7.629A.7.65](#) Details regarding watercourse crossings are provided in Section 9.5 Chapter 9 ([ES Volume 1, EN070009/\[APP/6.2\]-061](#)). Wherever possible, the above ground sections of the Connection Corridors will cross watercourses via existing pipe racks, existing culverts and overbridges. The pipeline crossings will be appropriately designed to withstand hydrostatic pressures and positioned to prevent accumulation of debris and localised increases in water levels.

[9A.7.639A.7.66](#) Given the short-term nature of the construction period it is not expected that fluvial flooding associated with climate change will affect this phase of the development.

Groundwater Sources

[9A.7.649A.7.67](#) Groundwater flooding can occur when groundwater levels rise above ground surface levels. The underlying geology has a major influence on where this type of flooding takes place: it is most likely to occur in low-lying areas underlain by permeable rocks (aquifers).

[9A.7.659A.7.68](#) Both the RCBC SFRA (RCBC, 2016a) and the PFRA (RCBC, 2011) state that the overall risk of groundwater flooding in Redcar and Cleveland is low. It is noted, however, that the majority of the borough may be subject to very wet ground conditions as a result of winter waterlogging.

[9A.7.669A.7.69](#) The Tees CFMP (Environment Agency, 2009) states that there is little documented evidence of groundwater flooding in the Tees catchment and groundwater flooding is not known to be a major problem due to the geology of the catchment. This is particularly true for STBC as the main geology is of sandstone and mudstone. There are no sources of groundwater flooding as the aquifers within these sandstones are not artesian, even in very wet conditions.

[9A.7.67](#)[9A.7.70](#) STBC hold no records of groundwater flooding problems in the area.

[9A.7.68](#)[9A.7.71](#) The Environment Agency's 'Areas Susceptible to Groundwater Flooding' map is illustrated in the RCBC and STBC PFRA reports (RCBC, 2011 and STBC, 2011). The Areas Susceptible to Groundwater Flooding map is divided into 1 km² grid-squares in which a percentage is given for what proportion of the 1 km² is considered to be susceptible to groundwater emergence.

[9A.7.69](#)[9A.7.72](#) Within the RCBC, STBC, and HBC areas, 'Areas Susceptible to Groundwater Flooding' map in the RCBC SFRA (RCBC, 2016a) shows the Main Site lies predominantly in an area with a 75% or greater chance of groundwater emergence.

[9A.7.70](#)[9A.7.73](#) The H2Teesside Geo-environmental and Geotechnical Desk Study (AECOM 2023) indicates that groundwater within the Made Ground deposits was encountered between 2.79 mAOD and 4.21 mAOD beneath the Main Site. Groundwater level data within the pipeline corridors is limited.

[9A.7.71](#)[9A.7.74](#) The Environment Agency have no groundwater level monitoring sites either inside the search area or within 2 km of the search area (the closest groundwater level data held is from a site approximately 8.2 km north-north-west of the Proposed Development Site boundary) however, the Environment Agency have indicated that the bedrock groundwater level is expected to be around Ordnance Datum given the proximity to the coast.

[9A.7.72](#)[9A.7.75](#) The risk of groundwater flooding at the Main Site, where ground levels are elevated and therefore above the water table, is low. Within the pipeline corridors, groundwater may be encountered during the construction phase. Given the limited site specific groundwater information for the Proposed Development Site the risk of flooding from groundwater sources is assessed as a medium risk.

[9A.7.73](#)[9A.7.76](#) It is possible that groundwater will be encountered where pipeline construction or deep excavations are required, The management of construction dewatering is outlined in Section 9A-9 with further details provided in Chapter 9: Surface Water, Flood Risk and Water Resources (~~ES Volume 1~~, [EN070009/APP/6.2](#)), [\[PDA-061\]](#).

[9A.7.74](#)[9A.7.77](#) The need for a Groundwater Risk Assessment and Construction De-watering Strategy are secured in the Framework CEMP (~~EN070009/APP/5.12~~), [\[REP3-003\]](#).

Surface Water Runoff

Overland Flow of Rainfall Runoff

[9A.7.75](#)[9A.7.78](#) Overland flow results from rainfall that fails to infiltrate the surface and travels over the ground surface; this is exacerbated where the permeability of the ground is low due to the type of soil and geology (such as clayey soils) or urban development with impermeable surfaces.

[9A.7.76](#)[9A.7.79](#) Surface water flooding is the main source of flood risk in RCBC with regular flooding in Eston, Redcar and Guisborough. This flooding is due to

insufficient surface water, combined sewer and culverted watercourse capacity. The RCBC PFRA (RCBC, 2011) states “*In general, this local flooding occurs regularly but it is not particularly hazardous and individual incidents do not affect a large number of properties*”.

[9A.7.77](#)[9A.7.80](#) STBC have confirmed that flooding did affect parts of the Proposed Development Site following the September 2012 rainfall event, however, there are no official recorded locations.

[9A.7.78](#)[9A.7.81](#) The Environment Agency 'Risk of Flooding from Surface Water' maps presented on Figure 9-4: Surface Water Flood Risk (~~ES Volume II, EN070009/APP/6.3~~)[PDA-109] indicate areas at risk from surface water flooding, when rainwater does not drain away through the normal drainage systems or soak into the ground, but instead lies on or flows over the ground.

[9A.7.79](#)[9A.7.82](#) Figure 9-4: Surface Water Flood Risk (~~ES Volume II, EN070009/APP/6.3~~)[PDA-109] delineates risk into the four following categories:

- Very Low - each year, this area has a chance of flooding of less than 1 in 1,000 (<0.1 % AEP);
- Low - each year, this area has a chance of flooding of between 1 in 1,000 (0.1 % AEP) and 1 in 100 (1 % AEP);
- Medium - each year, this area has a chance of flooding of between 1 in 100 (1 % AEP) and 1 in 30 (3.3 % AEP): and
- High - each year, this area has a chance of flooding of greater than 1 in 30 (3.3 % AEP).

[9A.7.80](#)[9A.7.83](#) Figure 9-4: Surface Water Flood Risk (~~ES Volume II, EN070009/APP/6.3~~)[PDA-109] indicates that the Main Site and the associated connection corridors within STBC, RCBC, and HBC are generally at very low risk (<0.1% AEP event) of flooding from surface water. There are isolated areas of high, medium and low flood risk where water is seen to pond during more significant rainfall events, however, these areas are constrained to low spots in the local topography within the Proposed Development Site boundary.

[9A.7.81](#)[9A.7.84](#) The main locations of identified surface water flooding are:

- approximately 275 m to the south-east of the Main Site where water is seen to flood around the A1085/Broadway East roundabout junction. Land in this area is at low to high risk of surface water flooding in the area of the Hydrogen Pipeline Corridor, Water Connections Corridor and Electrical Connection Corridor; and
- land located to the west between the A1085 and Cowpen Bewley Road, approximately 8km to the west of the Main Site. Land in this area is identified at low to medium risk of surface water flooding.

[9A.7.82](#)[9A.7.85](#) There are no surface water flow routes identified on the 'Risk of Flooding from Surface Water' maps therefore the risk of surface water flooding both to and from the Main Site area and the Connection Corridors is therefore considered to be 'low' to 'very low'.

[9A.7.83](#)[9A.7.86](#) Climate change must be taken into account when considering surface water runoff generated by development sites. This is usually represented by increasing the peak rainfall intensities. An increase in intensity will increase surface water rates and volumes. Additional surface water drainage will be required to allow increased surface water to be contained and managed.

[9A.7.84](#)[9A.7.87](#) Drainage principles for the Proposed Development are outlined in Section 9A.8 and are set out in the Indicative Surface Water Drainage Plan ([EN070009/\[APP/2.12\]-018](#)). These will be taken forward to a Detailed Surface Water Management Strategy, pursuant to DCO Requirement..

[9A.7.85](#)[9A.7.88](#) The conceptual drainage strategy set out in the Indicative Surface Water Drainage Plan ([EN070009/\[APP/2.12\]-018](#)) provides for an increase in peak rainfall intensity, in line with Environment Agency climate change guidance (Environment Agency, 2022a), summarised in Section 9A.6. As a result, surface water runoff increasing over the lifetime of the development as a result of climate change is expected to be managed and not to increase flood risk to the Proposed Development Site or elsewhere.

[9A.7.86](#)[9A.7.89](#) Clean stormwater could be discharged either to the NZT outfall discharging into Tees Bay or alternatively to a new outfall via the South Tees Development Corporation (STDC) drainage system into Estuary. The Indicative Surface Water Drainage Plan ([EN070009/\[APP/2.12\]-018](#)) presents further details on the Proposed Development's drainage.

[9A.7.87](#)[9A.7.90](#) The Indicative Surface Water Drainage Plan ([EN070009/\[APP/2.12\]-018](#)) aligns with both national and local policy and industry best practice, to restrict surface water runoff from the site to greenfield run-off rates (should the site discharge to a main river or Ordinary Watercourse) or an unrestricted discharge should the site discharge directly to a tidal watercourse), thus providing betterment over the existing surface water drainage scenario. The surface water drainage strategy has been designed for events up to the 1 in 100 + climate change scenario.

Existing Drainage Infrastructure

[9A.7.88](#)[9A.7.91](#) No information is available regarding the private drainage within the Main Site boundary. It is assumed the existing surface water drainage system collects runoff from the buildings, hardstanding areas and gullies, which then discharge into the surrounding sewer network and/or watercourses.

[9A.7.89](#)[9A.7.92](#) The Northumbrian Water Bran Sands Wastewater Treatment Works (WwTW) (to the immediate south of the former Redcar Steelworks site) discharges into the Dabholm Gut.

[9A.7.90](#)[9A.7.93](#) In total, there are 234 records of historic sewer flooding incidents in RCBC. Information provided in the RCBC SFRA (RCBC, 2016a) indicates that no historical sewer flooding has occurred in close proximity to the Main Site and connection corridors to the south of the River Tees. Flooding from drainage infrastructure within RCBC tends to occur in predominantly residential areas with Eston, located to the southwest of the Main Site, and is identified as a critical drainage area.

[9A.7.91](#)[9A.7.94](#) Based on the available records and information, the Proposed Development Site is considered to be at low risk of flooding from drainage infrastructure.

Artificial Waterbodies

[9A.7.92](#)[9A.7.95](#) Artificial flood sources include raised channels such as canals or storage features such as ponds and reservoirs.

Flood Risk from Canals

[9A.7.93](#)[9A.7.96](#) There are no canal systems within close proximity to the Main Site and connection corridors.

Flood Risk from Reservoirs

[9A.7.94](#)[9A.7.97](#) The risk of flooding associated with reservoirs is residual and is associated with failure of reservoir outfalls or dam breaching. This risk is reduced through regular inspections and maintenance by the operating authority. Reservoirs in the UK have an extremely good safety record with no incidents resulting in the loss of life since 1925.

[9A.7.95](#)[9A.7.98](#) The Environment Agency is the enforcement authority for the Reservoirs Act 1975 (HM Government, 1975) in England and Wales. All large reservoirs must be regularly inspected and supervised by reservoir panel engineers. Local Authorities are responsible for coordinating emergency plans for reservoir flooding and ensuring communities are well prepared.

[9A.7.96](#)[9A.7.99](#) The Environment Agency's Long-term Flood Risk Mapping (Environment Agency, n.d.b) shows the largest area that might be flooded if a reservoir were to fail and release the water it holds but do not give any information about the depth or speed of the flood waters.

[9A.7.97](#)[9A.7.100](#) The mapping shows that the Hydrogen Pipeline Corridor, located to the north of the River Tees, crosses an area at residual risk of reservoir flooding when river levels are normal and when there is also flooding from rivers. This area includes Cowpen Marshes in proximity to the Holme Fleet, Swallow Fleet and Belasis Beck (to the east of Billingham), and to a lesser extent along the course of Greatham and Claxton Becks to the north.

[9A.7.98](#)[9A.7.101](#) To the south and south-east of the Main Site, the Hydrogen Pipeline Corridor, Water Connections Corridor, and the Electrical Connection Corridor all pass over areas at residual risk of reservoir flooding. This area includes the Wilton International Site and land off the A1053/Tees Dock Road (at residual risk when river water levels are normal) and areas adjacent to the Mill Race, The Fleet and Dabholm Gut (at residual risk when river levels are normal and when there is also flooding from rivers).

[9A.7.99](#)[9A.7.102](#) The RCBC Level 1 SFRA (RCBC, 2016a) states that *“the reservoirs within the borough do not receive flow from river catchments and would therefore not be subject to large inflows of water during storm conditions. The risk is therefore perceived to be low and further assessment not required”*.

~~9A.7.100~~9A.7.103 Based on the information above the current risk of flooding from artificial sources is low.

Summary of Flood Risks to the Site

~~9A.7.101~~9A.7.104 Table 9A-~~2122~~ presents a summary of key flood risks to the Proposed Development.

Table 9A-22: Summary of Key Flood Risks

FLOOD RISK	RISKS TO THE SITE	NOTES	MITIGATION REQUIRED
Tidal	Main Site — Low Connection Corridors — Low with areas of medium to high risk identified to the north of the River Tees	The Proposed Development Site is predominantly located in Flood Zone 1 and the Main Site and the majority of the connection corridor routes also remain in Flood Zone 1 when relevant climate change allowances are applied for tidal and fluvial flooding. Localised areas of the Connection Corridors are located within Flood Zone 2 and 3 and the application of climate change allowances will increase the risk of flooding from tidal and fluvial sources in these areas. There is also a high residual risk of flooding should overtopping or breach of flood defences occur, predominantly to the north of the River Tees.	Yes
Fluvial	Main Site — Low Connection Corridors — Low with areas of high risk identified to the north and south of the River Tees		Yes
Surface Water	Low/Very low across the Proposed Development Site	Areas of surface water flooding are associated with low topographical areas where surface water pools rather than draining away. Very few flood flow routes are present within the Proposed Development Site boundary. When climate change is considered surface water runoff both to and from the Proposed Development Site will increase over the lifetime of the development.	Yes

FLOOD RISK	RISKS TO THE SITE	NOTES	MITIGATION REQUIRED
Groundwater	Medium	There is limited information on ground levels in the area, however it is expected that given the proximity to the coast, groundwater levels will be at OS datum. Excavations during the construction phase and the below ground development associated with the Connection Corridors may be at risk.	Yes
Drainage Infrastructure	Low to Medium	Historical flood records in the SFRAs suggest the risk of flooding is low to medium.	No
Artificial Sources	South Bank of the Tees – Low residual risk North Bank of the Tees - High residual risk	No canals are located in close proximity to the Proposed Development Site. The Main Site is not located in an area at residual risk of reservoir flooding, however the Hydrogen Pipeline Corridor to the north of the River Tees and the Connection Corridors to the south/south east of the Main Site pass through areas at risk of reservoir flooding should a failure or breach of a reservoir occur. However. the probability of a failure/ breach occurring is very low.	No

9A.8 Management of Surface Water from the Site

9A.8.1 A new surface water drainage network and management system will be provided for the Main Site that will provide adequate interception, conveyance and treatment of surface water runoff from buildings and hard standing. This will be separate to foul systems for welfare facilities and process wastewater generated by the operation of the Site. The connection corridors will not require additional drainage as they will be using existing pipe racks, pipe bridges or, culverts or otherwise installed underground.–

9A.8.2 The Indicative Surface Water Drainage Plan [\(EN070009/\[APP/2.12\]-018\)](#) was defined based on the local drainage guidance with the information from LLFA (RCBC and STBC) and the national guidance defined by the Environment Agency (DEFRA, 2015). The principles of the drainage strategy are as follows:

- segregate hazardous and non-hazardous effluent;
- contain leaks and accidental spills via carefully designed collection systems;
- establish requirements to segregate collection and to eliminate cross contamination prior to recovery and disposal;

- identify recovery and recycle interfaces for the drained fluids;
 - ensure safe design with access for maintenance and inspection; and
 - account for normal operations, maintenance draining and drainage during an emergency.
- 9A.8.3 The proposed drainage system once developed is assumed to include the use of SuDS where possible, to enable attenuation of surface water flows due to increases in the impermeable area as a result of the Proposed Development. SuDS will also provide treatment of runoff to ensure potential adverse effects on water quality are avoided. SuDS and associated treatment trains will be selected with reference to the Simple Index Approach of the SuDS Manual (CIRIA, 2015), although a more precautionary approach may be taken due to the industrial land use, which may increase the risk.
- 9A.8.4 Water discharged from the Main Site will be limited to the greenfield runoff rate and water storage (e.g., within an attenuation pond) will be appropriately sized to accommodate a 1% AEP event with 30% allowance for climate change.
- 9A.8.5 The key objectives of the site drainage system are to provide a drainage system which is inherently safe and protects the local environment and the anticipated outfall in Tees Bay or to a local watercourse from accidental discharges of oil, chemicals or run-off from firefighting effluent. Clean water, storm water and firewater drainage would be segregated from contaminated water through the minimisation of paved areas and use of rain shelters. Gravity drainage will be used wherever practicable.
- 9A.9 Mitigation of Residual Flood Risks and Off-Site Impacts**
- 9A.9.1 Consideration has been given to measures that protect the Proposed Development from the residual risk of flooding in the event that the existing tidal defences overtop or fail in the vicinity of the Proposed Development Site, or in the event of heavy rainfall that could result in surface water flooding at the Main Site if the design capacity of the drainage network is exceeded.
- 9A.9.2 This Section therefore sets out proposed mitigation measures for the construction and operation phases of the Proposed Development in accordance with the guidance provided in the NPS, SFRAs and Environment Agency guidance on how the Proposed Development can be designed to withstand predicted flood risks and mitigate the impact of flood risk over the development's lifetime.
- Construction
- Construction Environmental Management Plan**
- 9A.9.3 The Framework CEMP ([EN070009/APP/5.12](#))[[REP3-003](#)] sets out the key measures to be employed during the Proposed Development construction phase in order to control and minimise the impacts on the environment – including the minimisation of water environment effects. A Final CEMP(s) will be prepared by the EPC contractor(s) in accordance with the Framework CEMP prior to construction. The

submission, approval, and implementation of the Final CEMP(s) is secured by a Requirement of the draft DCO.

9A.9.4 A Water Management Plan (WMP) will be included in the Final CEMP(s) as a technical appendix which will outline the mitigation measures necessary to avoid, prevent and reduce adverse effects where possible upon the local surface water (and groundwater) environment during construction. An Outline Water Management Plan is included as Annex B to the Framework CEMP ([EN070009/APP/5.12](#))-[REP3-003].

9A.9.5 The Framework CEMP that will form part of the ES ([EN070009/APP/5.12](#))-[REP3-003] will need to be reviewed, revised and updated as the project progresses towards construction to ensure all potential impacts and residual effects are considered and addressed as far as practicable, in keeping with available good practice. The principles of the mitigation measures set out below are the minimum standards that the contractor will implement. However, it is acknowledged that for some issues, there are multiple ways in which they may be addressed. In addition, the methods of dealing with pollutant risk will need to be continually reviewed and adapted as construction works progress in response to different types of work, weather conditions and locations of work.

- topsoil and other construction materials will be stored outside of the 0.5% AEP (1 in 200) floodplain extent and only moved to the temporary works area immediately prior to use;
- connectivity will be maintained between the floodplain, the River Tees and Greatham Creek, with no changes in ground levels within the floodplain;
- the construction compound areas, site office, and supervisor will be notified of any potential flood occurring by use of the Environment Agency 'Floodline Warnings Direct' service;
- the Contractor will be required to produce a Flood Management Plan/ Method Statement which will provide details of the response to an impending flood and include:
 - a 24-hour availability and ability to mobilise staff in the event of a flood warning;
 - the removal of all plant, machinery and material capable of being mobilised in a flood for the duration of any holiday close down period;
 - details of the evacuation and site closedown procedures; and
 - arrangements for removing any potentially hazardous material and anything capable of becoming entrained in floodwaters, from the temporary works area.

9A.9.6 Finally, there may be the need for a number of secondary permissions for temporary and potentially some permanent works affecting watercourses or groundwater (e.g. abstraction/impoundment licences). At this stage it is reasonable to assume that all temporary works will be carried out under the necessary

consents/permits and that the contractor will comply with any conditions imposed by any relevant permission, or otherwise the matters covered by these secondary consents will be covered by the relevant protective provisions in the DCO.

9A.9.7 During the construction of the Hydrogen- Pipeline Corridor, the Water Connection Corridor, Other Gases Corridor, and the Electrical Connection Corridor, approvals pursuant to the EA's Protective Provisions will be used as a control mechanism wherever with trenchless and open-cut crossings are used. Using the FRAP principles, watercourse crossings will not impact the hydraulic characteristics of the channels or floodplains both during and after construction.

9A.9.8 Specific details about the construction of the individual corridors and their crossings are described in Chapter 9: Surface Water, Flood Risk and Water Resources ([ES Volume 1, EN070009/APP/6.2](#)), [APP-061].

Management of Flood Risk
[A#Temporary Compounds](#)

[9A.9.9](#) [Storage of construction materials and temporary construction compounds associated with the construction of the Proposed Development will be located in Flood Zone 1 where possible. Temporary compounds will be required for a nominal duration of 2 years for the satellite compounds and 3 years for the Main Site.](#)

[9A.9.10](#) [Compounds will only be located in Flood Zones 2 and 3 for operational reasons \(e.g. minimising vehicle movements, safe and efficient movement of labour and materials to work locations etc.\).](#)

[9A.9.11](#) [Once the precise location of the temporary compounds within Flood Zone 2 and Flood Zone 3 are finalised mitigation requirements will be considered on a site-by-site basis and applied in line with Article 9 of Part 2 \(Application and modification of statutory provisions\) of the draft DCO \[REP4-004\] and Requirements 11 \(Flood Risk Mitigation\) and 15 \(CEMP\) in Schedule 2 \[REP4-004\]. Final copies of the Flood Risk Management Action Plan, and final Construction Environment Management Plan \(CEMP\), prepared by the EPC Contractor, will be submitted to the Environment Agency for review as a consultee.](#)

[9A.9.12](#) [Examples of the type of mitigation measures that could be employed include header drains or drainage ditches around the edge of the compound, storm drains through the site, bunds and grading of the site to be on a slope.](#)

~~9A.9.99~~[9A.9.13](#) During the construction phase, the contractor will monitor weather forecasts and plan works accordingly. In addition, the contractor will sign up to Environment Agency flood warning alerts and describe in the Flood Management Plan the actions it will take in the event of a possible flood event. These actions will be hierarchal meaning that as the risk increases the contractor will implement more stringent protection measures. This is important to ensure all workers, the construction site and third-party land, property and people are adequately protected from flooding during the construction phase.

Management of Construction De-watering

[9A.9.10](#)[9A.9.14](#) If water is encountered during below ground construction, suitable de-watering methods will be used with reference to a Construction Dewatering Strategy. Any significant groundwater dewatering that is required (i.e. more than 20 m³ per day) will be undertaken in line with the requirements of the Environment Agency (under Water Resources Act 1991 as amended (HM Government, 1991a)) and Environmental Permitting Regulations (2016) (HM Government, 2016). Further information is provided in Chapter 9: Surface Water, Flood Risk and Water Resources ([ES Volume 1, EN070009/APP/6.2](#))-[\[APP-061\]](#).

[9A.9.11](#)[9A.9.15](#) The need for a Groundwater Risk Assessment and Construction De-watering Strategy are secured in the Framework CEMP ([EN070009/APP/5.12](#))-[\[REP3-003\]](#).

[9A.9.12](#)[9A.9.16](#) Safe egress and exits are to be maintained at all times when working in excavations. When working in excavations a banksman is to be present at all times.

Works in Proximity to Flood Defences

[9A.9.13](#)[9A.9.17](#) The Hydrogen Pipeline Corridor will cross the River Tees and Greatham Creek (and adjacent water features at Seal Sands) using trenchless technologies (i.e. MBT and HDD respectively).

[9A.9.14](#)[9A.9.18](#) Dependent on the final corridor route, construction of the corridor would include sections in proximity to the following Environment Agency flood defences:

- defences along Greatham Creek (running north towards the Venator Plant);
- a flood embankment on the north bank of Greatham Creek, which is to be significantly repaired as part of Environment Agency's Greatham North East FAS;
- Cowpen Marsh (between the Cowpen Bewley Landfill (to the west) and the Teesmouth and Cleveland Coast SPA (to the east));
- a flood embankment to the south of the ConocoPhillips tank farm (north of Greatham Creek); and
- a flood embankment on the south bank of Greatham Creek (Sabic Embankment).

[9A.9.15](#)[9A.9.19](#) The Environment Agency require the existing standard of protection, provided by the defences to be maintained both during the construction of the pipeline, and after completion of the scheme.

[9A.9.16](#)[9A.9.20](#) Continued consultation with the Environment Agency will be maintained to ensure no impacts to flood defence assets. In order to minimise the impact of the Proposed Development Site on the flood defences, consideration will be given to the following (with details able to be agreed pursuant to Protective Provisions for the Environment Agency within the DCO):

- where the pipeline crosses a flood defence structure below ground, designs for the pipeline must include a load case for the top water level. This may be different at each location. The pipeline must also be at a suitable depth to ensure

the stability of the flood defence structure, this is to be demonstrated in submitted designs;

- should the pipeline cross a flood defence structure above ground loading to the flood defence asset will need to be considered and the design must not impede access for routine maintenance and inspections of the flood defence structure;
- if the pipeline crosses a watercourse above ground, it must be appropriately designed and positioned to prevent accumulation of debris and localised increases in water levels;
- where the pipeline is to utilise existing pipework that crosses watercourses, it is expected that modifications to the structure(s) will be made where possible to improve conveyance and reduce debris accumulation;
- where ground levels near a flood defence are to be disturbed on either a permanent or temporary basis, designs must not allow additional water to pond at the toe of the flood defence; and
- excavations near the footprint of a flood defence must remain a safe distance away from the toe of the defence to ensure stability of the defence. This must be demonstrated in submitted designs.

[9A.9.179A.9.21](#) Directional drilling is permitted when crossing a flood defence provided:

- the drilling operation does not affect the stability of the flood defence structure by inducing a geotechnical failure, including when it is retaining flood water; and
- the drilling or permanent works do not provide a conduit for water seepage underneath the flood defence structure, including when it is retaining flood water.

[9A.9.189A.9.22](#) In order to maintain the standard of protection, the Environment Agency require continued access to continue routine maintenance of the existing and planned defences. Any permissions or legal agreements to allow these works to go ahead, would be agreed in advance of pipeline construction.

Operation

[9A.9.199A.9.23](#) A number of mitigation features will be incorporated into the design of the Proposed Development in order to avoid, minimise and reduce potential adverse impacts on flood risk, and these are described in the following sections.

[9A.9.209A.9.24](#) The following mitigation measures are considered to protect the Proposed Development at the Main Site in accordance with the legislative and regulatory authority requirements:

- flood resistance and resilience measures;
- Flood Emergency Response Plans;
- Flood Warnings and Alerts;
- emergency access and egress; and

- design capacity exceedance.

Flood Resistance and Resilience Measures

[9A.9.21](#)[9A.9.25](#) The following flood resilience and resistance mitigation measures are being brought forward to ensure the operation of the development is maintained during inundation, and to ensure the safety of people:

- raising external ground levels;
- elevating critical plant equipment and/or internal finished floor levels above the peak flood inundation level; and
- flood resistant/resilient design.

Raising External Ground Levels

[9A.9.22](#)[9A.9.26](#) The predicted (undefended) peak flood level for the Main Site during a 0.1% AEP (1 in 1,000 chance) H++ climate change flood scenario up to 2105 is calculated to be 6.23m AOD. This estimation is based on the updated Environment Agency climate change sea level allowances (UKCIP18) and the 2019 existing baseline water level information. To protect all critical equipment assets on site ground levels at the Main Site a +600mm freeboard is added to the flood level. The minimum Development platform elevation to minimise the risk of flooding (allowing for climate change) is therefore 6.83 m AOD. Post site clearance and remediation it is anticipated that ground level will be at 7.1 m AOD for Phase 1, where the final high pavement point will be above 7.4 m AOD. The development platform for Phase 2 will be at least 7.1 m AOD but not exceed 8 m AOD. Not only does this ensure the Proposed Development will remain elevated above the estimated H++ peak flood level, the raised ground levels, will also allow sufficient depth for installation of the drainage system with gravity discharge and connection to NEP.

[9A.9.23](#)[9A.9.27](#) Although the elevation of the Main Site will be no lower than 6.83m AOD, there are no proposals to raise land in Flood Zones 2 and 3a for the purposes of protecting the Proposed Development. Therefore, flood water will not be displaced, and this will not pose an increased risk of flooding off-site to adjacent land uses. No flood volume compensation is therefore required.

Critical Plant Equipment

[9A.9.28](#) Relevant infrastructure built as part of the Proposed Development will be designed to remain operational during flood events.

[9A.9.24](#)[9A.9.29](#) Examples of relevant pieces of critical equipment include:

- electrical equipment, switchboards and control panels;
- transformers;
- main boiler feed pumps;
- condensate extraction pumps; and
- primary air fan and induced draught fan.

[9A.9.30](#) Critical plant equipment in the Main Site, Pipeline corridors and AGIs will be identified as required to be resilient to flood risk and appropriate flood mitigation will be included in the design. CIRIA Report C688 'Flood Resilience and Resistance for Critical Infrastructure' (CIRIA, 2010) shall be used to inform mitigation requirements. For example, electrical equipment will be elevated above design flood levels and/or located within bunds.

[9A.9.25](#)[9A.9.31](#) As the Main Site will be located on a development platform above the H++ climate change scenarios water level, critical equipment will remain in Flood Zone 1, at low risk of flooding.

[9A.9.26](#)[9A.9.32](#) -If required, identification will also be undertaken of items of critical plant along the Hydrogen Pipeline Corridor for which spares can be kept on the Main Site, and storage of those items on the Main Site will be implemented to reduce the potential 'recovery ~~time~~^{time}'¹ in the event of a major flood event.

Flood Resistant and Resilient Design

[9A.9.27](#)[9A.9.33](#) CIRIA Report C688 'Flood Resilience and Resistance for Critical Infrastructure' (CIRIA, 2010), states that "*Flood resilience involves designing an infrastructure asset or adapting an existing infrastructure asset so that although it comes into contact with floodwater during floods, no permanent damage is caused, structural integrity is maintained and, if operational disruption does occur, normal operation can resume rapidly after a flood has receded. Flood resistance involves designing an infrastructure asset or adapting an existing infrastructure asset so that floodwater is excluded during flood events and normal operation can continue with no disruption occurring to the essential services the asset provides*".

[9A.9.28](#)[9A.9.34](#) The following measures are also considered appropriate and have been included within the design and layout of the Proposed Development:

- above ground pipelines constructed for the Proposed Development will be in line with the CIRIA guidance and assessed for flotation, and if susceptible, appropriate restraints will be put in place to make the design flood resilient;
- pipelines and storage tanks designed to withstand the water pressures associated with high return period event flooding;
- tanks (if required) securely tethered in such a way to ensure the infrastructure remains secure should flooding occur;
- protecting wiring for operational control of the Proposed Development, telephone, internet and other services by suitable insulation in the distribution ducts to prevent damage;

¹ Recovery time includes time to assess potential impact from flooding which is not limited to loss of containment. Pipelines or equipment can remain operational but must be assessed for corrosion or water damage which, if not maintained, may lead to further consequences. Recovery time includes taking equipment down for maintenance following an event (flooding or otherwise) which may have compromised equipment performance, and which should be checked as part of best practice. It also includes inspection and maintenance of flood defences (e.g. bunds), if required, to ensure the bunds are to the original specification and their integrity has not been compromised.

- materials with low permeability up to 0.3m and accept water passage through building at higher water depths;
- flood proofing including the use of flood resistant building materials, use of water-resistant coatings, use of galvanised and stainless-steel fixings and raising electrical sockets and switches;
- utilising floor materials that are able to withstand exposure to floodwater without significant deterioration and that can be easily cleaned e.g. concrete-based or stone;
- incorporating water resistant services within the buildings i.e. avoid services using ferrous materials;
- design development to drain water away after flooding;
- provide access to all spaces to permit drying and cleaning;
- carefully considering the type of usage and layout of ground floor areas to minimise the potential impact on business operations following a flood; and
- suitable waterproofing measures to development located below ground i.e. tanking below ground storage areas etc.;
- pollution control will be implemented to prevent/ reduce the chance of any fuel/ material stored on site leaking;
- landscaping of the Site or building curtilage will be designed to direct or divert floodwater away from buildings; and
- SuDS will be designed to manage surface water flood risk and water quality.

9A.9.35 [Where existing above ground pipelines are under the control of a third party the Applicant cannot demonstrate that the pipelines meet design standards. However, in the case of the existing buried natural gas pipeline which is under the control of a third party the Applicant will check the integrity status of the pipeline.](#)

9A.9.36 [Proposed infrastructure within pipeline corridors will largely be underground; those elements that are not \(e.g. Above Ground Installations\) are typically unmanned and access is normally only required for planned maintenance which can be scheduled to avoid any flood risk events.](#)

Flood Warnings and Alerts

9A.9.299A.9.37 [The Environment Agency operate a Flood Warning Service for many areas at risk of fluvial and tidal flooding. The service currently consists of three stages:](#)

- Flood Alert - flooding is possible and that you need to be prepared;
- Flood Warning - flooding is expected and that you should take immediate action. Action should be taken when a flood warning is issued and not wait for a severe flood warning; and

- Severe Flood Warning - there is severe flooding and danger to life. These are issued when flooding is posing significant risk to life or disruption to communities.

[9A.9.309A.9.38](#) Each code gives an indication of the expected level of danger. Although some members of the public find Flood Watches useful, they are predominantly targeted towards professional partners, alerting them to expected flooding of low-lying land and roads.

[9A.9.319A.9.39](#) All stages of warning are disseminated via the 'Floodline Warnings Direct', which is a free service that provides warnings to registered customers by telephone, mobile, email, SMS text message and fax. Local radio, TV, loudhailers, sirens and Floodline are also used to deliver flood warning messages. The Floodline number is 0845 988 1188, and it is always kept up to date with the Environment Agency's latest flooding information.

[9A.9.329A.9.40](#) More detailed information on the likely extent and time scale of these warnings can be obtained by request from the Environment Agency, by their 'Quick dial' recorded information service, or via their website.

[9A.9.339A.9.41](#) As this is an industrial development within a designated floodplain (as in the case of some areas of the Proposed Development Site), a system for monitoring flood warnings would be developed with designated responsible persons (site managers) able to monitor and disseminate the warnings. This will provide more time to enable emergency access and egress of staff occupants away from the local area which may become flooded during a flood event (including routes for egress) prior to inundation. They should also enable sufficient time to implement protection measures for any equipment on site. This is particularly relevant to the construction phase.

[9A.9.349A.9.42](#) The Proposed Development Site is located within a designated Environment Agency Flood Alert Area (short code 121WAT926 covering low lying land surrounding Tidal River Tees, downstream of the Tees Barrage, including areas of Middlesbrough and Billingham).

[9A.9.359A.9.43](#) The connection corridors at Seal Sands and Saltholme are located within a designated Environment Agency Flood Warning Area (FWA) (short code name 121FWT565 covering industrial properties on Seal Sands, Southern Graythorp and Billingham Fire Station). Due to the 24-hour-a-day nature of the operations at the Proposed Development Site, the Proposed Development Site will be registered with the Environment Agency's 'Flood Warnings Direct' service and monitoring of the warnings is adopted at the Site to mitigate the residual risk of tidal/fluvial flooding in the event of overtopping or defence failure in the vicinity.

Flood Emergency Response Plan

[9A.9.369A.9.44](#) A Flood Emergency Response Plan is to be developed for the Proposed Development to ensure the residual risk to the site over the lifetime of the development is sufficiently managed and mitigated. A management system will be

implemented to respond to a variety of emergency situations both during normal hours (24/7) and over holiday periods.

[9A.9.379A.9.45](#) A Flood Emergency Response Plan will be prepared in consultation with the Environment Agency and LLFAs. This will define access and egress routes from the Main Site, which will include recommendations on the best route, signage strategy in and around the area and congregation points. It will ensure that the development is registered to receive flood warnings from the Environment Agency's 'Floodline Warnings Direct' service to inform if there is a risk of flooding from a tidal storm surge type event which could result in overtopping or breach of defences. This will include the recommendation of at least one Flood Warden for the plant.

[9A.9.389A.9.46](#) As the Flood Emergency Response Plan will be set up to manage the residual risk of flooding, careful consideration will be undertaken as to what action will be taken at each level of warning. The Plan will define how occupants of the Site will be evacuated to an appropriate safe place of refuge should there be a real risk of flooding, as the safety of all occupants is essential. However, it is also important to ensure that the Site is only evacuated when necessary.

Emergency Access and Egress to/from the Proposed Development Site

[9A.9.399A.9.47](#) An emergency access and egress route is a route that is 'safe' for use by occupiers without the intervention of the emergency services or others. A route can only be completely 'safe' in flood risk terms if it is dry at all times.

[9A.9.409A.9.48](#) For developments located in areas at flood risk, the Environment Agency consider 'safe' access and egress to be in accordance with paragraph 047 of the PPG (DLUHC, 2022), and FRA Guidance for new Developments FD2320 (DEFRA and Environment Agency, 2005), where the requirements for safe access and egress from new developments are as follows in order of preference:

- safe, dry route for people and vehicles;
- safe, dry route for people;
- if a dry route for people is not possible, a route for people where the flood hazard (in terms of depth and velocity of flooding) is low and should not cause risk to people; and
- if a dry route for vehicles is not possible, a route for vehicles where the flood hazard (in terms of depth and velocity of flooding) is low to permit access for emergency vehicles.

[9A.9.419A.9.49](#) For 'essential infrastructure' development, it is considered that dry access and egress from the site will be desirable during times of extreme floods.

[9A.9.429A.9.50](#) Surface water flood maps indicate the access road to and from the Main Site is affected by surface water flooding during higher return period events. Mapping shows flooding to a depth of 300 to 900 mm at the A1085 / West Coatham Lane roundabout junction. Should flooding occur in this location appropriate access / egress will be required on the access road to and from the Main Site in case flooding occurs. Alternatively, staff could be evacuated from the Site, via the

northern gate from the PCC Site onto South Gare Road and then east to Redcar via Warrenby.

Place of Safe Refuge

[9A.9.439A.9.51](#) Safe places of refuge are generally considered an acceptable approach to flood risk management in areas adjacent to sea defences as in the event of a defence breach, inundation is likely to be rapid and therefore evacuation from the Main Site and local area can sometimes be an unsafe option.

[9A.9.449A.9.52](#) The Main Site is located within Flood Zone 1 for both the current flood risk and all climate change scenarios, including the H++ allowance for the 0.5% AEP and 0.1% AEP flood events therefore a place of safe refuge is unlikely to be required.

[9A.9.459A.9.53](#) Routine maintenance work and condition assessments required for the connection corridors will not be undertaken during periods of inclement weather or when an Environment Agency Flood Warning is in place, therefore areas of safe refuge will not be required within the connection corridor areas.

Exceedance Flows

[9A.9.469A.9.54](#) Following the completion of the Proposed Development, an additional residual risk relates to maintenance of the on-site drainage infrastructure. Failure, blockage and capacity exceedance above that of the design events for the drainage system are a potential risk to the Main Site and the surrounding area.

[9A.9.479A.9.55](#) To reduce the risks, maintenance of the system will be incorporated in general site management and remains the responsibility of the operator. A manual will be prepared detailing each drainage feature on site, the maintenance required, timescales for maintenance and who is responsible for undertaking the maintenance. It is expected the Site owners will ultimately be responsible for maintenance of the site drainage system including all pipes, discharge structures and any SuDS implemented on site in accordance with the recommendations in the SuDS Manual.

[9A.9.489A.9.56](#) CIRIA 0635 (CIRIA, 2006) provides guidance on measures that can be incorporated into the detailed design of developments to steer surface water that has exceeded the capacity of the drainage system away from buildings and route it towards the intended point of discharge (for example along swales and roads using raised kerbing and through parking areas).

Decommissioning

[9A.9.499A.9.57](#) At the end of its design life decommissioning of the Proposed Development will see the removal of all above ground equipment down to ground level and the ground remediated to enable future re-use.

[9A.9.509A.9.58](#) It is assumed that all underground infrastructure will remain in-situ; however, all connection and access points will be sealed or grouted to ensure disconnection. At this stage it is assumed that decommissioning impacts are expected to be limited and will be the same / similar to the construction impacts, as discussed above.

[9A.9.519A.9.59](#) A Decommissioning Environmental Management Plan (DEMP) will be produced and agreed pursuant to a DCO Requirement. The DEMP will consider in detail all potential environmental risks and contain guidance on how risks can be removed, mitigated or managed. This will include details of how flood risk and surface water drainage should be managed at the Proposed Development Site during decommissioning and demolition.

Permits and Consents

- Various water-related permissions may be required outside of the protective provisions in the DCO and the Framework CEMP:- water activity permit(s) from the Environment Agency under the Environmental Permitting Regulations (England and Wales) 2016 (HM Government, 2016) for temporary construction and permanent operational discharges;
- full or temporary water abstraction licence(s) under section 24 of the Water Resources Act 1991 (HM Government, 1991a) (if more than 20 m³/d is to be dewatered / over-pumped and exemptions do not apply); and
- temporary water impoundment licence under section 25 of the Water Resources Act 1991 (HM Government, 1991a) in connection with the laying of cables.

9A.10 Summary and Conclusions

Flood Risk Summary

Tidal Sources

- 9A.10.1 Flooding from tidal sources is the predominant flood risk to the Proposed Development Site.
- 9A.10.2 Based on the Environment Agency FMfP (Environment Agency, n.d.a), it has been determined that during the existing scenario the Main Site and the majority of the connection corridor routes are at a 'low' risk of flooding from tidal sources (River Tees and Greatham Creek) during events that exceed a 0.5% AEP (1 in 200) flood event.
- 9A.10.3 During a future scenario resulting from climate change up to 2125 or a H++ scenario to 2100, a minimum ground level of 6.83m AOD including 600 mm freeboard following remediation and earthworks at the Main Site ensures the Proposed Development remains at 'low' risk of flooding during events that exceed a 0.5% AEP (1 in 200) of flooding and the 0.1% AEP (1 in 1000) event.
- 9A.10.4 To the north of the River Tees, the Hydrogen- Pipeline Corridor located between the tidal River Tees and Greatham Creek is at high risk of flooding from tidal sources during events that exceed a 0.5% AEP (1 in 200) flood event and the climate change flooding scenarios. This section of the Proposed Development Site is also at high residual risk of flooding should a failure or breach of the flood defences occur. However, works in this area comprise either underground pipework or installation of pipelines on existing pipe racking. The need to develop the pipelines in this location is essential to connect to existing industrial sources seeking to decarbonise through the proposed CO₂ Export Corridor and export infrastructure.

-
- 9A.10.5 Elements of the Proposed Development Site that are located within Flood Zone 3a will not result in a loss of floodplain storage volume and will not result in a change in flood routes, therefore, flood risk to third parties will not increase.
- 9A.10.6 Appropriate mitigation measures are proposed for the construction phase in this area of higher flood risk. These measures will be secured through the Final CEMP(s) (to be discharged by DCO requirement), best practice and in consultation with the Environment Agency with regards maintaining the integrity of the flood defences.

Fluvial Sources

- 9A.10.7 The information provided by the Environment Agency FMfP (Environment Agency, n.d.a) identifies the Main Site to be at 'low' risk of fluvial flooding from Ordinary Watercourses located in proximity to the Proposed Development Site boundary.
- 9A.10.8 During a future scenario resulting from climate change up to the 2125 the Main Site remains at 'low' risk of fluvial flooding therefore mitigation measures are not required to be implemented at the Proposed Development Site to mitigate this risk.
- 9A.10.9 Where the risk of flooding from fluvial sources is currently assessed as high, the risk category of flooding to the Proposed Development Site is not likely to increase due to climate change. If a flood event did occur, the impact of climate change would result in an increase in the depth and extent of floodwater across the areas of the site affected by flooding from this source during a 1% (1 in 100 chance) event.
- 9A.10.10 The Connection Corridors to the south and south-west of the Main Site will generally be located above ground and will remain at low risk of flooding from fluvial sources, including all climate change scenarios. The only exception is the proposed open-trench channels for the Hydrogen Pipeline Network, running to the east and alongside of the Seaton Carew Road.
- 9A.10.11 Flood risk from fluvial sources (Ordinary Watercourses) on the north bank of the River Tees, between Billingham and Seal Sands, will increase for all climate change scenarios. Therefore, the Hydrogen Pipeline Corridor will be at risk of flooding over the lifetime of the development. Most of the Hydrogen Pipeline Corridor will be located above ground and in an existing unattended service corridor and is therefore considered acceptable development within Flood Zone 3a. Any maintenance work (e.g., pigging) will be undertaken in accordance with the Flood Emergency Response Plan.
- 9A.10.12 Appropriate mitigation measures are proposed for the construction phase in this area of higher flood risk. These measures will be secured through the Final CEMP(s) (to be discharged by DCO requirement - [Article 9 of Part 2 \(Application and modification of statutory provisions\) \[REP4-004\]](#) and [Requirements 11 \(Flood Risk Mitigation\) and 15 \(CEMP\) in Schedule 2 \[REP4-004\]](#)), best practice and in consultation with the Environment Agency with regards maintaining the integrity of the flood defences.
- 9A.10.13 The Main Site will be constructed on a development platform at a level no lower than 6.83 m AOD (derived from the 6.23 m AOD flood level for a 0.1% AEP H++- plus

600 mm freeboard). The operational development therefore remains above the maximum flood level and no further mitigation is required.

Surface Water Runoff to the Site

9A.10.14 The risk of surface water flooding within the Proposed Development Site from elsewhere or generated within the Site is generally considered to be 'low to very low'. Small areas of low to high surface water flood risk have been identified to the south-west of the Main Site around the A1085/Broadway East roundabout junction and land located to the west between the A1085 and Cowpen Bewley Road.

Groundwater

9A.10.15 The risk of groundwater flooding within the Proposed Development Site is considered to be 'medium'. The majority of the excavation will be carried out at the Main Site above the water table and standard dewatering methodologies will be adopted during the construction of pipeline corridors. Any below ground development within strata where groundwater is recorded as present, mitigation measures, including those outlined in British Standard 8102 (BS8102) (BSI, 2022) (i.e structural waterproofing, designing to withstand hydrostatic pressure and preventing buoyancy) will be required to reduce the risk of groundwater flooding to underground structures.

Drainage Infrastructure

9A.10.16 The Proposed Development Site is not located in an area defined as a CDA and there are no historic records of flooding from drainage infrastructure sources for the Study Area in the LLFA SFRAs. Areas associated with flooding from sewerage infrastructure are concentrated in residential areas such as Eston. The risk of flooding from drainage infrastructure is therefore assessed as low.

Artificial Sources

9A.10.17 There are no canals located in close proximity to the Proposed Development Site, however, land between the north bank of the River Tees and the south bank of Greatham Creek is located in an area at residual risk of flooding should a failure or breach of a reservoir occur.

Management of Surface Water Runoff from the Site

9A.10.18 A new surface water drainage network and management system will be provided for the Main Site that will provide adequate interception, conveyance and treatment of surface water runoff from buildings and hard standing. This will be separate to foul systems for welfare facilities and process wastewater generated by the operation of the Proposed Development Site. The Connection Corridors will not require additional drainage as they will be using existing pipe racks, pipe bridges or, culverts or otherwise installed underground.

Residual Risk Mitigation Measures

9A.10.19 A number of mitigation measures are proposed in areas of the Proposed Development Site where construction will take place in Flood Zone 3a as set out in this assessment. These measures will be secured through the Final CEMP(s) to be

discharged by requirement of the draft DCO [\(applied in line with Article 9 of Part 2 \(Application and modification of statutory provisions\) of the draft DCO \[REP4-004\] and Requirements 11 \(Flood Risk Mitigation\) and 15 \(CEMP\) in Schedule 2 \[REP4-004\]\)](#) and will be considered during the design process for the Proposed Development to ensure the operation of the Main Site is maintained in the event of an extreme flood.

9A.10.20 [Infrastructure constructed above ground, e.g. above ground pipelines within the Connection Corridors etc, will be constructed for the Proposed Development in line with the CIRIA guidance to make the design flood resilient.](#)

9A.11 References

- AECOM (2023) H2Teesside/HyGreen Geo-environmental and Geotechnical Desk Study, Foundry north and South, February 2023.
- bp (2021). *Net Zero Teesside DCO Document 6.4 ES Volume III, Appendix 9A: Flood Risk Assessment*.
- British Geological Survey (BGS) (n.d.). *Onshore 'GeoIndex'*.
- British Standards Institute (BSI) (2022). *BS 8102 Protection of below ground structures against water ingress. Code of practice*.
- CIRIA (2010). *C688 Flood Resilience and Resistance for Critical Infrastructure*.
- CIRIA (2015). *C753 The SuDS Manual*.
- Cranfield University (n.d.). *Soilscapes*.
- Defra and Environment Agency (2005). *Framework and Guidance for Assessing and Managing Flood Risk for New Development FD2320 R&D Technical Report 2*.
- Department for Energy Security and Net Zero (DESNZ) (2020). *Energy white paper: Powering our net zero future*.
- Department for Energy Security and Net Zero (DESNZ) (2023a). *Overarching National Policy Statement for Energy: EN-1*.
- Department for Energy Security and Net Zero (DESNZ) (2023b). *National Policy Statement for Gas Supply Infrastructure and Gas and Oil Pipelines: EN-4*.
- Department for Energy Security and Net Zero (DESNZ) (2023c). *Overarching National Policy Statement for Electricity Networks Infrastructure: EN-5*.
- Department for Environment, Food & Rural Affairs (Defra) (2011a) *UK Marine Policy Statement*.
- Department for Environment, Food & Rural Affairs (Defra) (2015). *Sustainable Drainage Systems: non-statutory technical standards*.
- Department for Levelling Up, Housing and Communities (DLUHC) (2019). *Water supply, wastewater and water quality*.
- Department for Levelling Up, Housing and Communities (DLUHC) (2022). *Flood Risk and Coastal Change Planning Practice Guidance*.
- Department for Levelling Up, Housing and Communities (DLUHC) (2023). *National Planning Policy Framework*.
- Environment Agency (2009). *Tees Catchment Flood Management Plan. Summary Report*.
- Environment Agency (2016). *Northumbria River Basin District Flood Risk Management Plan 2015 — 2021*.

-
- Environment Agency (2017). *Groundwater vulnerability maps technical summary*
 - Environment Agency (2019). *Flood risk assessments: climate change allowances (2019 version)*.
 - Environment Agency (2022a). *Flood risk assessments: climate change allowances*.
 - Environment Agency (2022b). *Northumbria River Basin District Flood Risk Management Plan 2021 - 2027*.
 - Environment Agency (n.d.a). *Flood Map for Planning*.
 - Environment Agency (n.d.b). *Long-term Flood Risk Information*.
 - Environment Agency (n.d.c) *Catchment Data Explorer*.
 - Hartlepool Borough Council (HBC) (2010). *Strategic Flood Risk Assessment Level 1*.
 - Hartlepool Borough Council (HBC) (2011). *Preliminary Flood Risk Assessment Preliminary Assessment Report for Hartlepool Borough Council*.
 - Hartlepool Borough Council (HBC) (2016). *Local Flood Risk Management Strategy*.
 - Hartlepool Borough Council (HBC) (2017). *Hartlepool Borough Council Level 1 Strategic Flood Risk Assessment*.
 - HM Government (1975). *Reservoirs Act 1975*.
 - HM Government (1991a). *Water Resources Act 1991*.
 - HM Government (1991b). *Land Drainage Act 1991*.
 - HM Government (2008). *Planning Act 2008*.
 - HM Government (2009). *Flood Risk Regulations 2009*.
 - HM Government (2010). *Flood and Water Management Act 2010*.
 - HM Government (2016). *The Environmental Permitting (England and Wales) Regulations 2016*.
 - HM Government (2021). *North East Inshore and North East Offshore Marine Plans*.
 - JBA Consulting (2020) *Greatham and Port Clarence model update, Final Report, October 2020*.
 - Redcar and Cleveland Borough Council (RCBC) (2011). *Redcar and Cleveland BC Preliminary Flood Risk Assessment*.
 - Redcar and Cleveland Borough Council (RCBC) (2016a). *Redcar & Cleveland Borough Council Level 1 Strategic Flood Risk Assessment Update*.

-
- Redcar and Cleveland Borough Council (RCBC) (2016b). *Redcar & Cleveland Borough Council Level 2 Strategic Flood Risk Assessment Update. Final Report August 2016. Prepared by JBA Consulting.*
 - Redcar and Cleveland Borough Council (RCBC) (2017). *Redcar & Cleveland Borough Council Local Flood Risk Management Strategy.*
 - Royal Haskoning (2007). *Shoreline Management Plan 2 River Tyne to Flamborough Head. Final, February 2007.*
 - Stockton-on-Tees Borough Council (STBC) (2011). *Preliminary Flood Risk Assessment.*
 - Stockton on Tees Borough Council (STBC) (2015). *Stockton on Tees Borough Council Local Flood Risk Management Strategy.*
 - Stockton-on-Tees Borough Council (STBC) (2018a). *Stockton-On-Tees Borough Council Level 1 Strategic Flood Risk Assessment. Final Report, March 2018.*
 - Stockton-on-Tees Borough Council (STBC) (2018b). *Stockton-On-Tees Borough Council Local Plan Potential Sites Assessment Level 2 Strategic Flood Risk Assessment - Site Screening April 2018.*
 - Stockton-on-Tees Borough Council (STBC) (2019.) *Stockton-on-Tees Borough Council Local Plan.*
 - The Tees Valley Authorities (2019). *Tees Valley Sustainable Drainage Systems (SuDS) Guidance Design Guide and Local Standards.*
 - University of Dundee (2023). *Chronology of British Hydrological Events.*

[A: CONSULTATION RESPONSES](#)

██████████
AECOM
1 New York Street
Manchester
Lancashire
M1 4HD

Our ref: NA/2023/116167/01-L01
Your ref: H2 Teesside
Date: 17 March 2023

Dear ██████████

CHARGED PLANNING ADVICE (ENVPAC/1/NEA/00127): REQUEST FOR ADVICE FOR A 1.2GW BLUE HYDROGEN PRODUCTION FACILITY WHICH DERIVES HYDROGEN (H2) FROM NATURAL GAS, WITH THE CARBON DIOXIDE (CO2) RELEASED FROM THE PROCESS BEING CAPTURED, TRANSPORTED AND STORED OFFSHORE. THE PROPOSED DEVELOPMENT WILL BE BUILT OVER 2 PHASES WITH PHASE 1 BEING OPERATIONAL BY 2027 AND PHASE 2 BY 2029/30. FLOOD RISK, WASTE, WFD, AND WQ ADVICE REQUESTED. FOUNDARY, SOUTH GARE ROAD, REDCAR, TS10 5NX

We are pleased to provide planning advice on the above development to proposal.

Environment Agency Comments

We have reviewed the information submitted below and have the following comments/advice to offer:

- All utility connection corridor map; and.
- Charged request form

Reuse of Made Ground

Use of made ground in development projects is often undertaken using the CL:AIRE Definition of Waste Code of Practice (DoWCoP). This allows waste materials to be used outside of waste legislation, providing four key factors are met relating to certainty of use, quantity used, suitability for use and the environment and human health is protected.

Reuse of the made ground on this development site is unlikely to be suitable for use under the DoWCoP. This is because the material is likely to consist of blast furnace slag and other historic contaminants. As such, reuse of the material would not be considered low risk for use under the DoWCoP as it presents a risk of causing pollution to the environment. We would therefore recommend that an Environmental Permit is sought to authorise and condition any proposed reuse of the made ground. We would also encourage the developer to request pre-application advice to discuss permitting options.

Environment Agency
Tyneside House Skinnerburn Road, Newcastle Business Park, Newcastle upon Tyne, NE4 7AR.
Customer services line: 03708 506 506
www.gov.uk/environment-agency

Cont/d..

Further information is available at: [Get advice before you apply for an environmental permit - GOV.UK \(www.gov.uk\)](http://www.gov.uk)

Landfill Sites

The proposed Development Consent Order (DCO) boundary includes interaction with several areas of historic landfill. Historic landfill sites are sites where an environmental permit or waste management licence is no longer in place. They generally operated prior to the onset of key pieces of legislation such as the Control of Pollution Act (1974) or the Waste Management Licencing Regulations (1994). They operated under regimes which required less assessment around waste acceptance and little or no engineering or monitoring requirements. As such, known reliable information relating to these sites is not available.

Specifically, the DCO boundary will interact with the following sites:

- West of Wolviston to Seal Sands Link Road (NGR: NZ 49303 23674). The site operated in 1981 and 1982 and is believed to contain incinerator residues and construction wastes.
- South of Seal Sands Road (NGR: NZ 52147 23893). The site operated between 1973 and 1978 and is believed to contain incinerator residues and construction wastes.
- Seal Sands (NGR: NZ 52332 24719). The period of operation for this site is unknown but is believed to have begun in the late 1970s. It is believed to have accepted medical wastes.
- Seal Sands, North Bank (NGR: NZ 52034 25149). This site operated between 1978 and 1989 and is understood to have accepted construction and industrial wastes, including blast furnace slag.
- Sea Banks Lagoon No.4 (NGR: NZ 51552 25447). This site operated between 1978 and 1979 and is understood to have accepted industrial wastes.
- Billingham Process Pack Site A (NGR: NZ 48145 22199). This site operated in 1992 and is believed to have accepted construction wastes.
- Haverton Hill Landfill (NGR: NZ 48621 22583). This site began operating in 1990 and consisted of several screening mounds, formed of construction wastes. In situ gas monitoring was undertaken at this site with no appreciable landfill gas recorded. This licence (reference EAWML 60225) was deemed suitable for licence surrender in 2012 following an assessment of environmental risk.
- Teesport Eston Tip (NGR: NZ 56334 23873). This site operated between 1977 and 1993 and is understood to have accepted construction wastes and blast furnace slag.
- Redcar Trunk Road Landscaping (NGR: NZ 56890 23000). This site operated between 1977 and 1979 and is believed to contain general industrial wastes, soils and blast furnace slag.

The DCO boundary also includes some overlap with the currently permitted Warrenby landfill (NGR: NZ 57723 24753). This site is currently licensed under a Waste Management Licence (reference; EAWML 60138) and contains blast furnace slag. The site is closed to waste acceptance.

Caution must be exercised when looking to excavate in and around these areas of historic landfill. A risk assessment should be undertaken which adequately addresses the risks posed to the wider environment from disturbing these waste masses. Leachate or gas present within the waste mass could become mobile if disturbed. Should any excavated material from these sites be reused within the development plot, this must be done so as a waste material and Environmental Permitting requirements will be

required.

The DCO boundary also runs alongside several currently operation landfill sites – Port Clarence landfills, Cowpen Bewley landfill, Teesport No 2 and No 3 landfills and Bran Sands landfill (this site is closed to waste acceptance). These sites will contain a network of perimeter boreholes around their boundary which are used to monitor gases and groundwaters. The DCO must ensure these boreholes are not disturbed during construction.

Flood Risk

The red line boundary for the full development is located within flood 3, 2 and 1. The majority of the development site for the Main Site is situated within flood zone 1. However, small portions of the Main Site are situated within flood zone 2 and 3. Parts of the Hydrogen Pipeline Corridor are also within flood zone 2 and 3.

Flood Risk Vulnerability Classification

No information has been provided on the flood risk vulnerability classification within the provided information. Therefore, we are unable to advise on our policy position in relation to flood risk until the vulnerability of the development has been confirmed by the applicant and/or the local planning authority.

It should be noted that ‘highly vulnerable’ uses, requiring a Hazardous Substance Consent, would not be appropriate within flood zones 3. In accordance with Table 2 of the flood risk and coastal change section of the Planning Practice Guidance (PPG), ‘highly vulnerable’ developments are not appropriate in flood zone 3 and should not be permitted.

Sources of Flooding

The main source of potential flooding in the area is from the tidal stretch of the River Tees, but there could be other local sources of flooding such as groundwater and surface water. We have published a suite of interactive maps that indicate where possible flooding from different sources could occur [Check the long term flood risk for an area in England - GOV.UK \(www.gov.uk\)](http://www.gov.uk). Our maps are not suitable for a detailed Flood Risk Assessment (FRA), but they can indicate where further assessment may be needed.

Flood Risk Assessment

We would expect a FRA to be submitted in support of your DCO application. The FRA must assess flood risk from all sources of flooding and recommend the mitigation measures that will be implemented to ensure a safe development in a 1 in 200-year (tidal) flood event, taking account of climate change. It must also demonstrate that flood risk will not be increased elsewhere.

Flood risk mitigations will need to be included within the development to ensure it can remain safe for its’ lifetime. This includes raising the finished floor levels to the 1 in 200 year plus climate change plus a freeboard of 600mm.

Flood Risk Information the Environment Agency (EA) holds

We have an outline for a 1 in 200-year level undefended model that can be requested. The modelling we have for this location does not include climate change allowances and therefore this will need to be calculated in accordance with the ['Flood risk assessments: climate change allowances'](#). As the development location is at risk from tidal flooding, sea level allowances will need to be applied to the 1 in 200-year level for the lifetime of the development using both higher central and upper end allowances.

This applies to both the temporary and permanent works.

The extent, speed and depth of flooding shown in the assessment should be used to determine the flood level for flood risk mitigation measures. Where assessment shows flood risk increases steadily and to shallow depths, it is likely to be more appropriate to choose a flood level lower in the range. Where assessment shows flood risk increases sharply due to a 'cliff edge' effect caused by, for example, sudden changes in topography or defences failing or overtopping, it is likely to be more appropriate to choose a flood level higher in the range.

Requests for data should be sent to northeast-newcastle@environment-agency.gov.uk. Please note that requests for data can take up to 20 working days to process. Your local planning authority should have undertaken a Strategic Flood Risk Assessment (SFRA) which will also include local flood risk information to inform your FRA.

Flood Alleviation Schemes

The Environment Agency are currently in the process of developing flood alleviation schemes which may have an interface with the proposed development. Attached to this letter is the scheme overview for the Greatham North East Flood Alleviation scheme.

Flood Risk Consents and Permits

The River Tees is a designated 'main river' and under the Environmental Permitting Regulations certain works within 16m of a tidal main river, or within 16m of any flood defence structure on a tidal main river, require a Flood Risk Activity Permit from the Environment Agency. This includes works such as directional drilling under the River Tees. You can find more information on permit requirements using the following link: [Flood risk activities: environmental permits - GOV.UK \(www.gov.uk\)](http://www.gov.uk). If a permit is required, it must be obtained prior to beginning the works.

You may also need a Marine Management Organisation license depending on if any works will be undertaken below the mean high water springs (MHWS).

Water Framework Directive (WFD) Assessment

Your development proposal should have regard to the objectives the Water Environment (Water Framework Directive) Regulations 2017, and the Northumbria River Basin Management Plan, which requires the restoration and enhancement of water bodies to prevent deterioration and promote recovery of water bodies.

We would expect a WFD assessment to be submitted in support of your DCO application. Your WFD assessment should consider the impact of the proposed development on the WFD status of the receiving waterbody Tees estuary (GB510302509900) and ensure that there is no deterioration resulting from their activities. Information about the status of the waterbody is available at [TEES | Catchment Data Explorer | Catchment Data Explorer](#)

As well as water quality impacts, your WFD assessment consider impacts to fisheries, ecology and the marine environment, both from the proposed activity once operational and during the construction phase. Any impacts identified need to be minimised and/or mitigated against. These mitigation measures should go above and beyond simply preventing deterioration and should work to create a better environment.

Applicants may not need to proceed to all stages of the WFD assessment process depending on the circumstances of the project. Guidance on how to assess the impact to WFD is available at: [Water Framework Directive assessment: estuarine and coastal](#)

Construction Environmental Management Plan

A Construction Environmental Management Plan (CEMP) should be submitted in support of your DCO application. With respect to water quality, the CEMP should address the following points:

- Treatment and removal of suspended solids from surface water run-off during construction works;
- Management of fuel and chemical spills during construction and operation, including the process in place to ensure the environment is not detrimentally impacted in the event of a spill; and
- Construction runoff could contain hazardous chemicals and elements due to the site's location. Contaminated land is likely to be present on site, and a scheme would be required to manage the associated risks, and minimise mobilisation of hydrocarbons, heavy metals, and any other hazardous pollutants into the water environment during construction and site operation.

Drainage Strategy

In order to determine the water quality impacts, the following information should be submitted as part of your drainage strategy:

- How rainwater will be handled and discharged from the site; and
- How foul water will be handled and discharged from the site. This should include if the site will be connecting to Northumbrian water's public sewer network.

Reclaimed Water Supply

The applicant seeks to utilise reclaimed water to supply water for the proposed development. However, limited information has been provided on this matter. We recognise that reusing water will provide a substitute for either a new abstraction or increase the utilisation of existing abstractions. This will limit the environmental impact of the proposal and protect the flow regime of sources of supply. We are unable to provide further comments on the opportunities or constraints that could be associated with effluent reuse, as it is assumed that these sources of water are regulated discharges and are therefore controlled under a separate regulatory regime.

Discharge of Trade Effluent

Effluent discharged from any premises carrying on a trade or industry, and effluent generated by a commercial enterprise where the effluent is different to that which would arise from domestic activities in a normal home is considered to be trade effluent. If you are not able to discharge effluent, it will be classed as waste, and you must then comply with your duty of care responsibilities.

Any effluent discharging into the Tees estuary or the adjacent coastal waterbody will need to be assessed as part of the DCO application. This may involve a standalone water quality assessment along with hydrodynamic modelling. Depending on the nature of the discharge, additional chemical or thermal plume modelling may be required.

If proposing to discharge to non-mains:

If you wish to discharge effluent, after appropriately treating it, to groundwater or surface water a permit under the Environmental Permit Regulations will be required. Full characterisation of the effluent will be required, and modelling may be required at the planning stage to determine the impact of the effluent on the receiving watercourse.

If proposing to discharge to mains:

A trade effluent consent or a trade effluent agreement with your water and sewerage company (in this case likely to be Northumbrian Water) must be obtained before you discharge trade effluent to a public foul sewer or a private sewer that connects to a public foul sewer. Further guidance is available at [Pollution prevention for businesses - GOV.UK \(www.gov.uk\)](http://www.gov.uk/guidance/pollution-prevention-for-businesses).

The below timescales apply if a discharge permit is needed:

Application Type	Current estimated time to produce water quality permit (Allocation and determination time)
Simple Bespoke	286 working days
Complex Bespoke	365 working days

Some applications may be considered for prioritisation if it meets the Environment Agency's National Permitting Service's prioritisation criteria.

Discharge of Clean Water

Clean surface water (i.e., clean, uncontaminated rainwater from hard standing areas such as roads and car parks) can be discharged to a watercourse without a permit if the discharge passes through a maintained oil interceptor or Sustainable Urban Drainage System. If a water attenuation system is proposed it would be beneficial to see the details, methods, and maintenance of the system to ensure longevity and effectiveness.

Guidance about discharges to surface water and groundwater, including when you do and do not need a permit to discharge water can be found at <https://www.gov.uk/guidance/discharges-to-surface-water-and-groundwater-environmental-permits>).

Construction Dewatering (Discharge)

Discharge from temporary excavations can occur if the discharge can meet all of the conditions of the Regulator Position Statement "Temporary dewatering from excavations to surface water". This is available at <https://www.gov.uk/government/publications/temporary-dewatering-from-excavations-to-surface-water/temporary-dewatering-from-excavations-to-surface-water>). If any discharge cannot meet all the conditions, a Bespoke Environmental Permit would be required, this would follow the same timeline as other water quality permits stated under the discharge of trade effluent section of this response.

Water Resources (Abstraction and Impoundment)

The proposals may require Water Resource Licences in respect of the construction activities required and the eventual operation of the site. Water Resource (Impoundment and Abstraction) Licences are issued by the Environment Agency under the terms of the Water Resources Act 1991, and the provisions of the Water Resources (Abstraction and Impounding) Regulations 2006. The current estimated time to receive a water resources licence permit is between 6 and 9 months. Therefore, applications should be made at the earliest opportunity.

Abstraction Licence

If you intend to abstract more than 20 cubic metres of water per day from a surface water source e.g. a stream or from underground strata (via borehole or well) for any particular purpose then you will need an abstraction licence from the Environment Agency. There is no guarantee that a licence will be granted as this is dependent on available water resources and existing protected rights.

Impounding licence

If you intend to impound a watercourse then you are likely to need an impounding licence from the Environment Agency. An impoundment is any dam, weir or other structure that can raise the water level of a water body above its natural level. 'On-line' impoundments hold back water in rivers, stream, wetlands and estuaries, and consequently affect downstream flows, sediment transport and migration of fish. Impoundments could be created through works to modify or change existing watercourses. An Impoundment Licence could also be required if you amend, modify or remove existing in channel structures.

Construction Dewatering (Abstraction)

Dewatering is the removal/abstraction of water (predominantly, but not confined to, groundwater) in order to locally lower water levels near the excavation. This can allow operations to take place, such as mining, quarrying, building, engineering works or other operations, whether underground or on the surface.

The dewatering activities on-site could have an impact upon local wells, water supplies and/or nearby watercourses and environmental interests. This activity was previously exempt from requiring an abstraction licence. Since 1 January 2018, most cases of new planned dewatering operations above 20 cubic metres a day will require a water abstraction licence from us prior to the commencement of dewatering activities at the site.

Nutrient Neutrality

Nutrient Neutrality applies to developments and discharges in this area. Please ensure liaison with Natural England is undertaken as this issue may have implications on your WFD assessment and technical assessments.

Please do not hesitate to contact me if you have any questions regarding this letter.

Yours sincerely

██████████
Planning Technical Specialist - Sustainable Places

██████████ ██████████
██████████ ██████████ environment-agency.gov.uk

Mr Tim Jones [REDACTED]
[REDACTED]@m.com

Our ref: 307252
Your ref: 60689030 H2Teesside
Date: 19 May 2023

Dear Mr Jones

RE: Request for information under the Freedom of Information Act 2000 (FOIA)/ Environmental Information Regulations 2004 (EIR)

Thank you for your request dated 19 April 2023 for information/data to assist with the completion of the Environmental Impact Assessment for H2Teesside.

We respond to requests for information that we hold under the Freedom of Information Act 2000 (FOIA) and Environmental Information Regulations 2004 (EIR).

For ease of reference, we have structured our response below in a similar lay out to your request.

Please download the information found in the share file links before they expire in 20 days.

Flood Risk Assessment Data

P5-8 Port Clarence 2020 FM-TUFLOW Model and Report

FRA Data: <https://ea.sharefile.com/d-sc736b792890a4e2d85cf4b04c571d67b>

Report: <https://ea.sharefile.com/d-s4d9cfed5d667446d8298bd466ed8c2dc>

Model: Share file to be provided shortly.

Areas susceptible to Surface Water – extent maps for 1/30, 1/100 and 1/1000 and the SW suitability map:

<https://data.gov.uk/data/search?sort=&q=Risk+of+Flooding+from+Surface+Water+Extent>

FZ2: <https://data.gov.uk/dataset/flood-map-for-planning-rivers-and-sea-flood-zone-2>

FZ3: <https://data.gov.uk/dataset/flood-map-for-planning-rivers-and-sea-flood-zone-3>

Critical drainage areas:

<https://data.gov.uk/dataset/areas-with-critical-drainage-problems>

LiDAR data is open data available to download from the website:

<https://data.gov.uk/data/search?q=lidar+data>

You will be advised by [redacted] developing a flood alleviation scheme on the north bank of Greatham [redacted] plan attached. We are currently undertaking the detailed design of the [redacted] to commence delivery on site in summer 2024.

Following examination of our records of historic flooding, we have no record of flooding in the area. This does not necessarily mean that the area of the property / site has never flooded, only that we do not currently have records of flooding in this area.

The Environment Agency is the relevant risk management authority for flood risk on 'main rivers'. Local Authorities now take the lead for local flood risk, including 'ordinary watercourses', surface water and ground water flooding. We recommend that you contact the Lead Local Flood Authority for further information. Regarding flood risk from sewers please contact Northumbrian Water Group.

For general advice about assessing flood risk when completing planning applications, and in particular how to complete a flood risk assessment (FRA) as part of a planning application go to <https://www.gov.uk/guidance/flood-risk-assessment-for-planning-applications>

If your request is in relation to a planning application, the supplied data may not assess climate change using the most recent allowances. To find out which allowances to use go to www.gov.uk/guidance/flood-risk-assessments-climate-change-allowance

Our Sustainable Places Team can give more detailed advice although there is a charge for this. Here is the link to the standard terms and conditions that apply to our charged planning advice service <https://www.gov.uk/government/publications/planning-advice-environment-agency-standard-terms-and-conditions>. The standard charge is £100 per hour.

Any works near a main river may require approval from the Environment Agency. You may need to apply for a Flood Risk Activity Permit if:

- the works are within 8 metres(m) from a non-tidal Main river and from any flood defence structure or culvert.
- the works are within 16m from a tidal Main river and from any flood defence structure or culvert.
- the works are within 16m from a sea defence structure.

To determine whether you actually need a permit please visit <https://www.gov.uk/guidance/flood-risk-activities-environmental-permits> Or you can send a brief explanation of what works you plan to do (and where) so we can confirm.

Water Quality [REDACTED] Water Framework Directive and Biological Data

WFD investment [REDACTED] on measures: <https://ea.sharefile.com/d-s376bb07bb2224ff182d79f85469fd58b>

Water quality data/WFD classification information can be found using the below links:

- Water Quality data: [Open WIMS data](#)
- WFD Classification information: [England | Catchment Data Explorer](#)

Abstraction Licences: <https://ea.sharefile.com/d-s99dffa6c886d445bb40567ab622990cf>

Please find the above link containing the licences within a 10km radius from NGR NZ5066723691. We only regulate abstractions over 20 cubic meters per day, so if information is required for abstractions under this volume, please contact the Local Authority about the private water supplies in the area. Please note there are some duplicate licence numbers which represents that there are multiple purposes/uses.

We are unable to comment on third party intentions for water resource licences and would recommend that licence holders are contacted directly if you are interested in information about the licence holders plans for a specific licence. We can confirm that the Environment agency is not seeking to review any licence in the study area beyond the routine catchment review which will be undertaken in 2027.

We can confirm that we do not hold any groundwater level data for within the site area.

Information on management issues regarding water resources is available within the Abstraction Licence Strategy for the Tees Management Catchment. This is available on gov.uk at [Tees abstraction licensing strategy - GOV.UK \(www.gov.uk\)](#). Further information on specific proposals would be available through the Environment Agency's Water Resources Pre-Application service. We would also recommended that any significant developments in the Tees Estuary seek to engage with Water Resources North East ([Water Resources North](#)) in respect of ongoing catchment based water resource planning.

Discharge Consents: [Defra Data Services Platform](#)

Category 3 water pollutions incidents: Data is still being collated and will follow shortly.

Climate/Weather Data:

<https://www.data.gov.uk/search?q=weather&filters%5Bpublisher%5D=&filters%5Btopic%5D=&filters%5Bformat%5D=&sort=best>

River Flow Data: <https://ea.sharefile.com/d-s89c562a32b4b4b78b6e6cfaa17db0f20>

We have provided daily mean stage data from level gauges at Tees Barrage (NGR: NZ46200 19000) and Stockton (NGR:44775 18809). Unfortunately, there is no flow data available within the study area, however, we have supplied daily mean flow data from the nearest flow gauge upstream at Low

Moor (NGR: N[REDACTED] [REDACTED] We have also provided hourly tidal data and monthly tidal max data [REDACTED] (NGR: NZ 43112 23508).

Ecological/Estuarine Habitat Data:

Although the below information has not specifically been requested, it has been included in the hopes that it is useful for your needs.

Ecology and fish data explorer: <https://environment.data.gov.uk/ecology/explorer/>

The new [Saltmarsh Change](#) and [Saltmarsh Extent and Zonation](#) data layers are available to download

The new [Seagrass Extent](#) data layer is available to download

The [Restoration Potential Maps](#) are available to download

The [Habitat Restoration Handbook series](#) are available to download

The [Infographics](#) developed for the habitat restoration handbook series are available to download [Restoring Meadow, Marsh and Reef \(ReMeMaRe\) | Estuarine & Coastal Sciences Association \(ecsai.international\)](#)

Abstracts

FRA products 5-8

Name	Products 5, 6 and 7
Description	P5-8 Port Clarence 2020 FM-TUFLOW Model and Report
Licence	<p>The information provided is not available under the Open Government Licence but we may be able to license it to you under the Environment Agency Conditional Licence: Environment Agency Conditional Licence</p> <p>However, you MUST first check the supporting information below and the above link to determine if the conditions on use are suitable for your purposes. If they aren't, this information is not provided with a licence for use, and the data is provided for read right only.</p> <p>Environment Agency Conditional Licence</p>
Conditions	<p>1.0 You may use the Information for your internal or personal purposes and may only sublicense others to use it if you do so under a written licence which includes the terms of these conditions and the agreement and in particular may not allow any period of use longer than the period licensed to you.</p> <p>2.0 Notwithstanding the fact that the standard wording of the Environment Agency Conditional Licence indicates that it is perpetual, this Licence has a</p>

[REDACTED] duration of 5 years at the end of which it will terminate
[REDACTED] without notice.

3.0 We have restricted use of the Information as a result of legal restrictions placed upon us to protect the rights or confidentiality of others. In this instance it is because of third party data. If you contact us in writing (this includes email) we will, as far as confidentiality rules allow, provide you with details including, if available, how you might seek permission from a third party to extend your use rights.

4.1 The Information may contain some data that we believe is within the definition of "personal data" under the Data Protection Act 1998 but we consider that we will not be in breach of the Act if we disclose it to you with conditions set out in this condition and the conditions above. This personal data comprises names of individuals or commentary relating to property that may be owned by an individual or commentary relating to the activities of an individual.

4.2 Under the Act a person who holds and uses or passes to others personal data is responsible for any compliance with the Act and so we have no option but to warn you that this means you have responsibility to check that you are compliant with the Act in respect of this personal data.

5.0 The location of public water supply abstraction sources must not be published to a resolution more detailed than 1km². Information about the operation of flood assets should not be published.

6.1 Where we have supplied model data which may include model inputs or outputs you agree to supply to the Environment Agency copies of any assessments/studies and related outputs, modifications or derivatives created pursuant to the supply to you of the Information, all of which are hereinafter referred to as "the Data".

6.2 You agree, in the public interest to grant to the Environment Agency a perpetual royalty free non-exclusive licence to use the Data or any part thereof for its internal purposes or to use it in any way as part of Environment Agency derivative products which it supplies free of charge to others such as incorporation into the Environment Agency's Open Data mapping products.

Information	<p>be aware that model data is not raw, factual or measured but estimations or modelled results based on the data available to</p>
Attribution	<p>Contains Environment Agency information © Environment Agency and/or database rights.</p> <p>May contain Ordnance Survey data © Crown copyright 2017 Ordnance Survey 100024198.</p>
Name	Product 8
Description	P5-8 Port Clarence 2020 FM-TUFLOW Model and Report
Licence	Open Government Licence
Information Warnings	<p>1.0 This map shows the level of flood hazard to people (called a hazard rating) if our flood defences are breached at certain locations, for a range of scenarios. The hazard rating depends on the depth and velocity of floodwater, and maximum values of these are also mapped.</p> <p>2.0 The map is based on computer modelling of simulated breaches at specific locations. Each breach has been modelled individually and the results combined to create this map. Multiple breaches, other combinations of breaches, different sized tidal surges or flood flows may all give different results.</p> <p>3.0 The map only considers the consequences of a breach, it does not make any assumption about the likelihood of a breach occurring. The likelihood of a breach occurring will depend on a number of different factors, including the construction and condition of the defences in the area. A breach is less likely where defences are of a good standard, but a risk of breaching remains.</p> <p>4.0 Please contact the Environment Agency for further information on emergency planning associated with flood risk in this area.</p>
Information Warning - OS background mapping	<p><i>The mapping of features provided as a background in this product is © Ordnance Survey. It is provided to give context to this product. The Open Government Licence does not apply to this background mapping. You are granted a non-exclusive, royalty free, revocable licence solely to view the Licensed Data for non-commercial purposes for the period during which the Environment Agency makes it available. You are not permitted to copy, sub-license, distribute, sell or otherwise make available the Licensed Data to third parties in any form. Third party rights to enforce the terms of this licence shall be reserved to OS.</i></p>

Attribution	ns Ordnance Survey data © Crown copyright 2017 Ordnance Survey
-------------	----------------------------------------------------------------

	Contains Environment Agency information © Environment Agency and/or database rights.
--	--------------------------------------------------------------------------------------

In respect of water abstraction information:

This information is not available with the Open Government Licence but we may be able to license to you under the [Environment Agency Conditional Licence](#):

- **Water Abstractions (AfA135)** – detailed information about this dataset including conditions can be found on the [Register Licence Abstract](#) (you will need to download this spreadsheet to access the information about AfA135 – see below).

You MUST first check the supporting information available online to determine if the conditions on use are suitable for your purposes. If they aren't, this information is not provided with a licence for use, and the data is provided for read right only.

In respect of all other information:

Where we have provided links to data already available online, full details of supporting information and licensing are available when you access the data online. For all other information please refer to the [Open Government Licence](#) which explains the permitted use of this information. **Information Warnings:** (i) Personal Data in the Information is exempt from the Open Government Licence. (ii) It is the responsibility of the licensee to ensure that data they hold is accurate and up to date.

Information not held

EIR Regulation 3(2) states that information is held if it is in our possession and has been produced or received by us, or it is held by another person on our behalf at the time the request is received.

Some information/data is not held by the Environment Agency, and we are therefore refusing these parts of your request on the grounds that there is no information we can provide.

Where a request is for environmental information, the Regulations allow us to refuse to disclose it if the exception at EIR Regulation 12(4)(a) applies. The regulation states that a public authority may refuse to disclose environmental information to the extent that it does not hold that information when an applicant's request is received.

It is not possible for us to conduct a public interest balancing test because the reason for non-disclosure is that the information is not held.

Personal Data

We have received data from any non-public register data/reports. The reason for this refusal is explained below.

Relevant exceptions

The Environment Agency is not able to disclose the names of individuals as this is personal data under the Data Protection Act 2018 (DPA 2018) and to disclose it would breach the First Data Protection Principle of the DPA 2018.

The information requested is therefore exempt due to Regulation 13(1) of the Environmental Information Regulations 2004, which explains that:

“To the extent that the information requested includes personal data of which the applicant is not the data subject, a public authority must not disclose the personal data if—

(a) the first condition is satisfied...”

The ‘first condition’ referred to above is further explained in Regulation 13(2A):

“The first condition is that the disclosure of the information to a member of the public otherwise than under these Regulations—

(a) would contravene any of the data protection principles...”

The First Data Protection Principle requires that we are fair to individuals when we collect and use their personal data. In this case it would be unfair to disclose information relating to an identifiable individual as such individuals have a reasonable expectation that any information held about them by the Environment Agency would remain confidential.

The Public Interest Test

There is no requirement to conduct a public interest test when withholding personal data.

Rights of appeal

If you are not satisfied you can contact us within 2 calendar months to ask for our decision to be reviewed.

Yours sincerely,

Charlotte Drayton

Customers and Engagement Officer

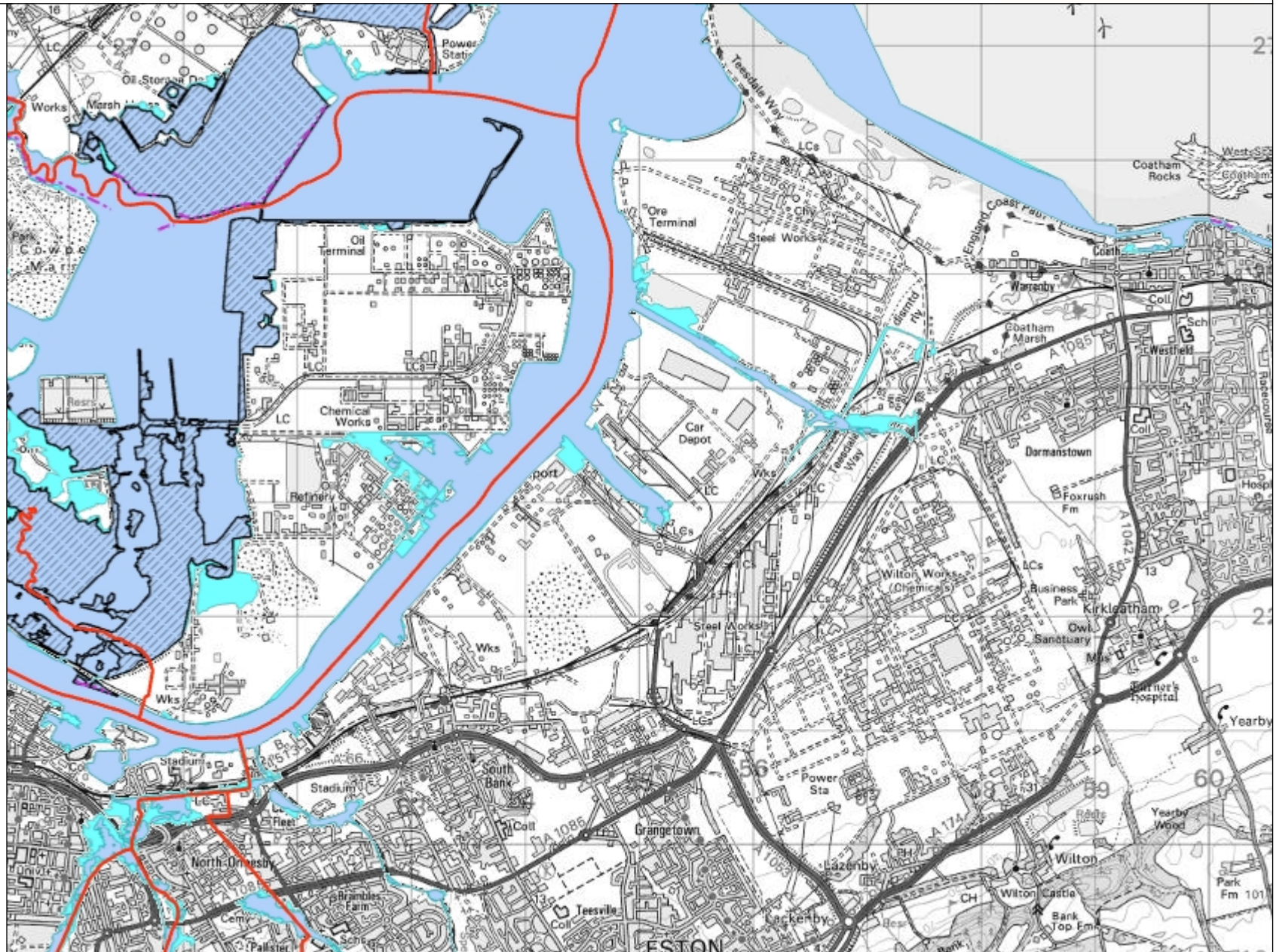
Environment Agency | Tyneside House, Skinnerburn Road, Newcastle Business Park, Newcastle upon Tyne, NE4 7AR

northeast-newcastle@environment-agency.gov.uk

Flood Map for Planning

Legend

- Statutory Main Rivers
- - - Defences
- Flood Storage Areas
- Areas benefiting from flood defence
- Flood Zone 3
- Flood Zone 2



1: 50,000

0 1,250

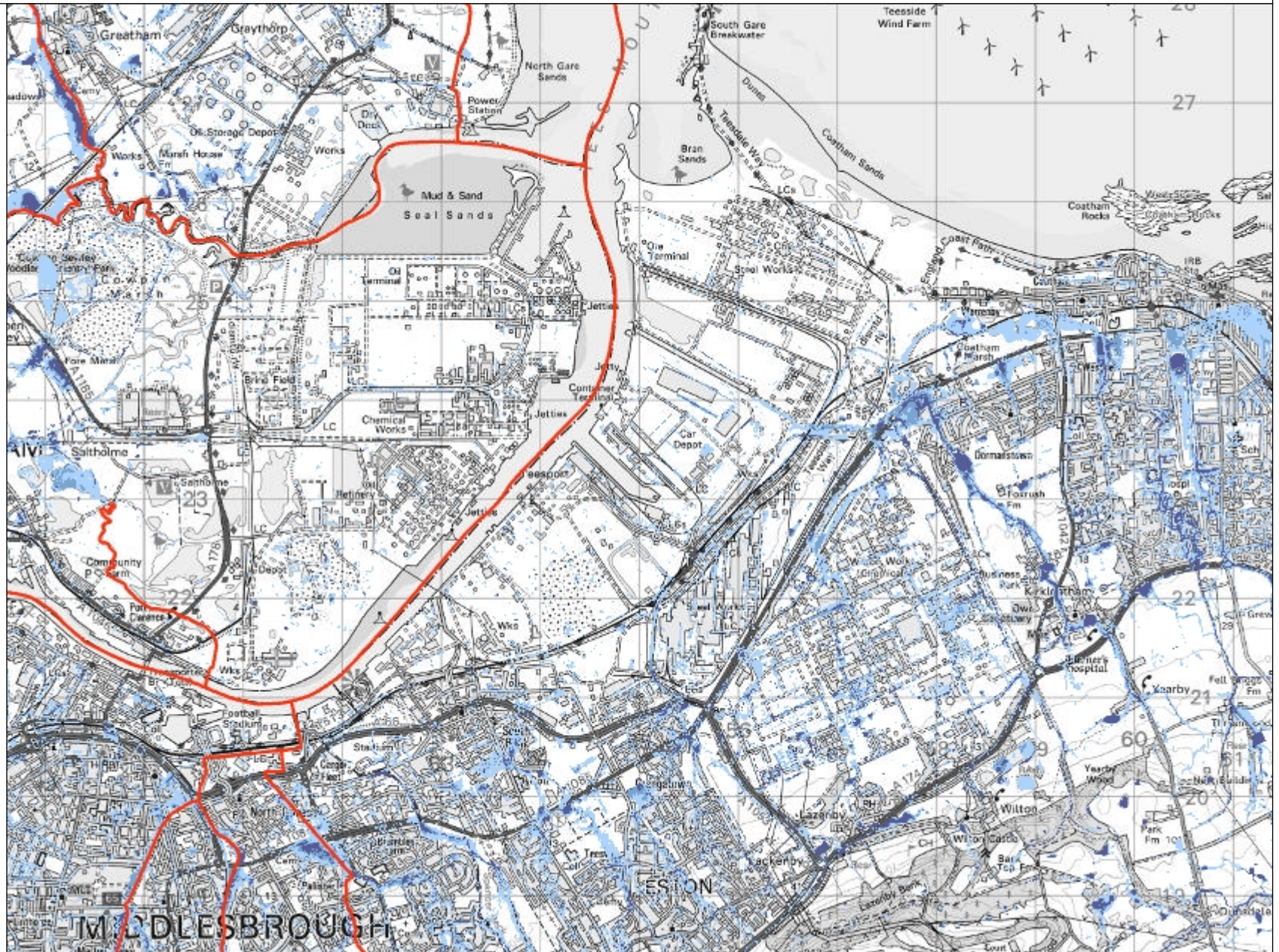
Metres



Surface Water Flood Risk

Legend

- Statutory Main Rivers
- Flood Extent 1 in 30
- Flood Extent 1 in 100
- Flood Extent 1 in 1000



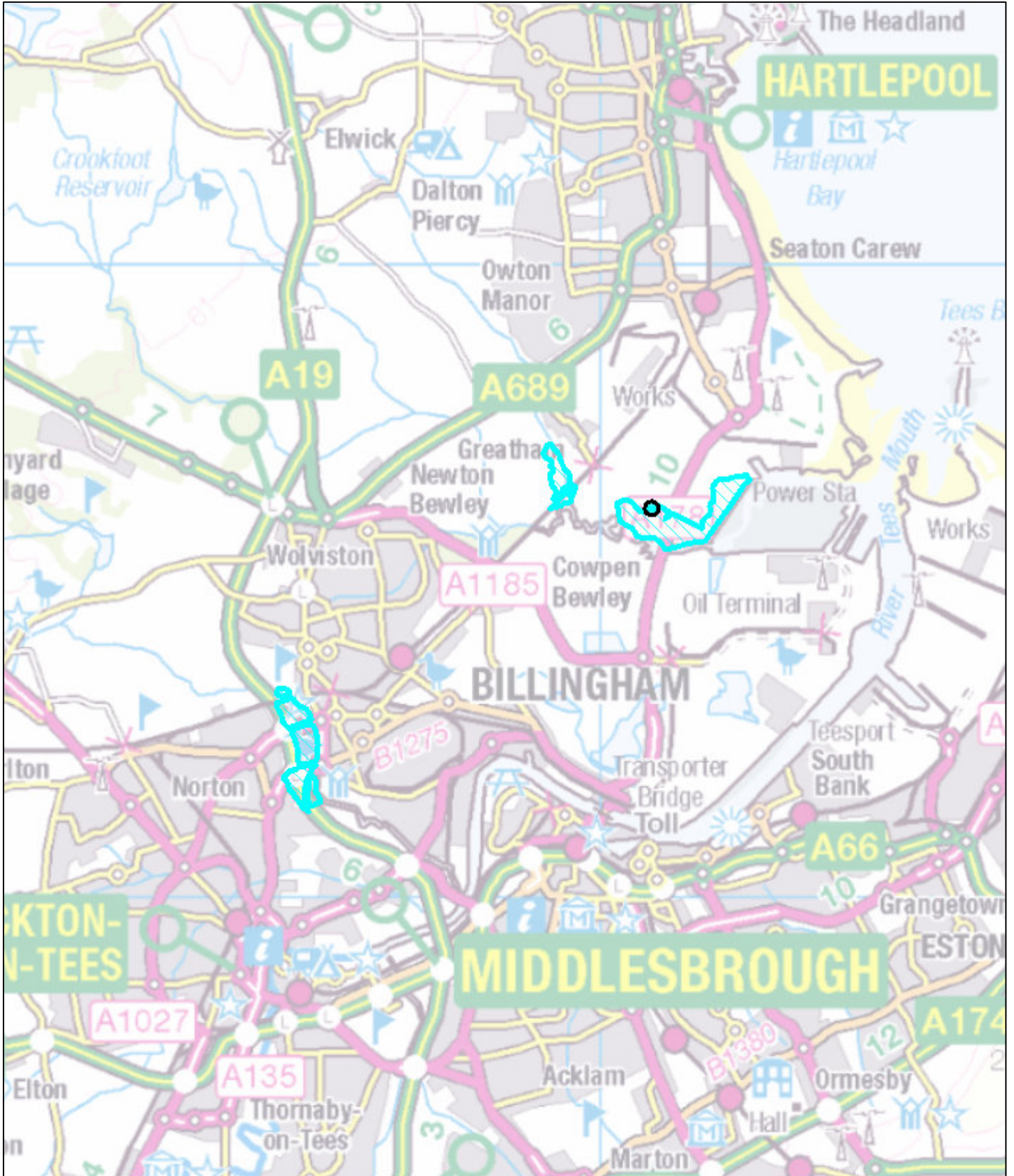
1: 57,569

0 1,439

Metres



11/01/1978 Flood Event

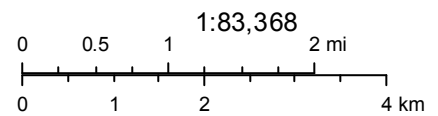


April 26, 2023

 FLOOD INFORMATION LOCATIONS

 RECORDED FLOOD OUTLINES

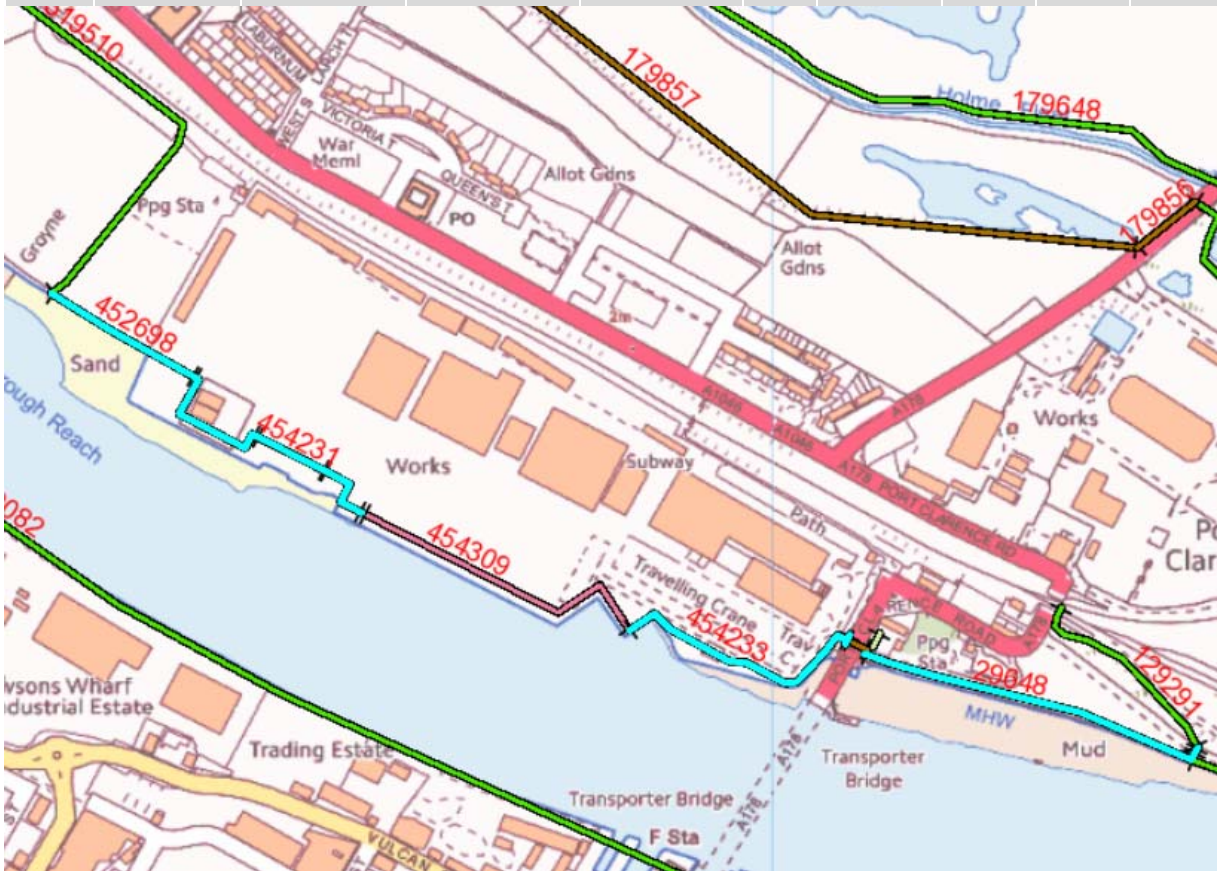
OS Traditional Maps



Environment Agency Flood Defence Information

Port Clarence

Asset Ref	Asset Type	Description	Location	Upstream National Grid Ref.	Condition*	Standard of Protection (Return period, 1 in x Years)	Upstream Crest Level (m)**	Downstream Crest Level (m)**	Length (m)
29648	Flood Defence	Embankment	Port Clarence	NZ 50078 21419	3	200	4.59	4.59	301.60
416350	Flood Defence	Embankment	Port Clarence	NZ 50360 21331	1	200	4.60	4.59	6.90
452698	Flood Defence	Embankment	Port Clarence	NZ 49379 21733	3	200	5.20	5.20	143.40
454231	Flood Defence	Embankment	Port Clarence	NZ 49554 21607	2	200	5.10	5.10	65.80
454219	Flood Defence	Flood Wall	Port Clarence	NZ 49503 21661	2	200	5.05	5.00	120.30
454233	Flood Defence	Flood Wall	Port Clarence	NZ 49875 21440	2	200	4.95	4.91	228.70
454290	Flood Defence	Flood Wall	Port Clarence	NZ 49614 21580	1	200	4.93	4.90	62.50
454311	Flood Defence	Flood Wall	Port Clarence	NZ 50060 21427	1	200	TBC	TBC	9.10



*The condition grades provided are from a visual inspection only based on the Environment Agency's Condition Assessment Manual.

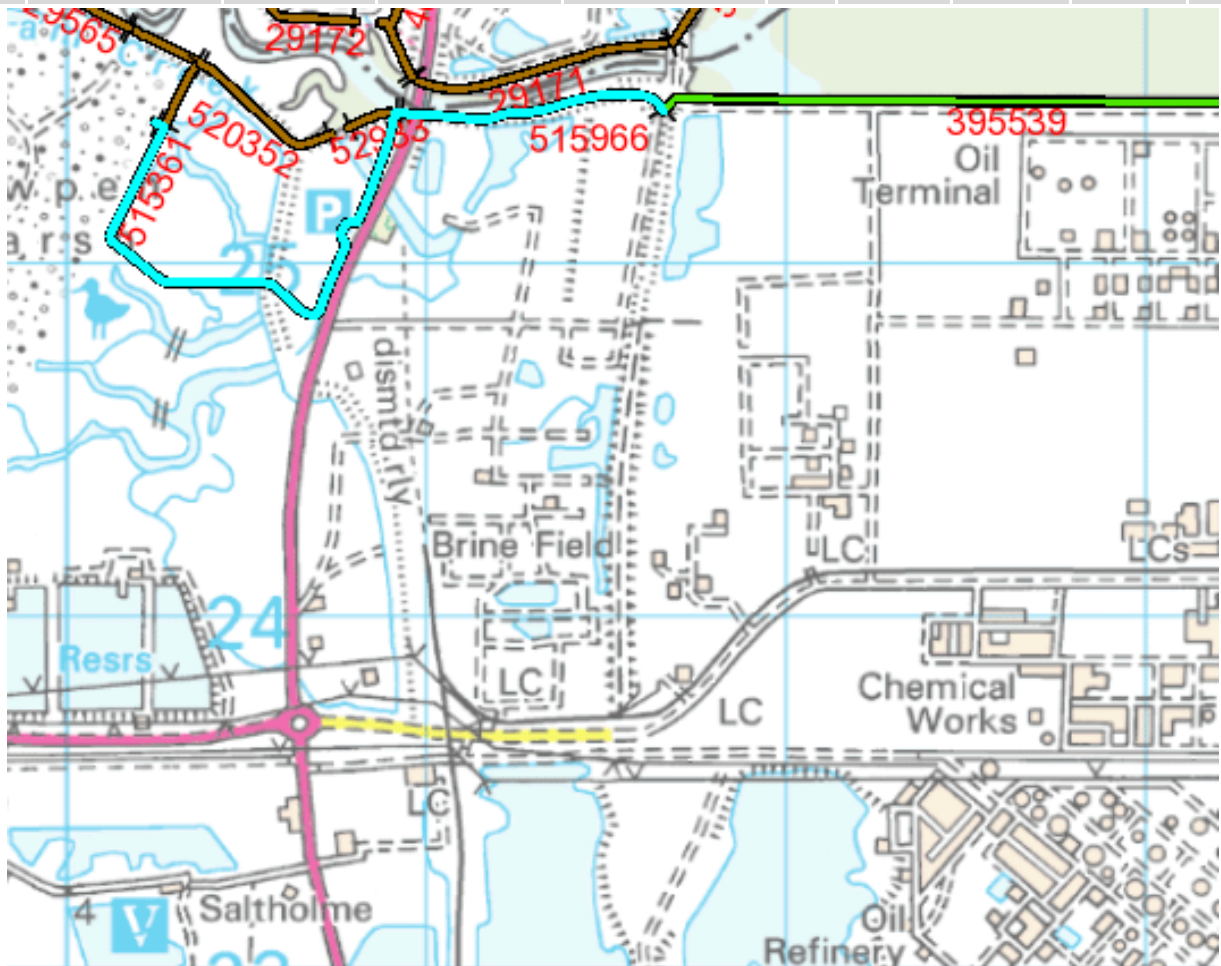
Descriptions are as follows:

- 1 Very Good – Cosmetic defects that will have no effect on performance.
- 2 Good – Minor defects that will not reduce the overall performance of the asset
- 3 Fair – Defects that could reduce performance of the asset
- 4 Poor – Defects that would significantly reduce the performance of the asset. Further investigation needed
- 5 Very Poor – Severe defects resulting in complete performance failure.

**The Crest Levels are metres Above Ordnance Datum (Newlyn).

Environment Agency Flood Defence Information

Asset Ref	Asset Type	Description	Location	Upstream National Grid Ref.	Condition*	Standard of Protection (Return period, 1 in x Years)	Upstream Crest Level (m)**	Downstream Crest Level (m)**	Length (m)
515361	Flood Defence	Floodbank	Greatham South	NZ 50259 25412	2	tbc	tbc	tbc	1671.40
515966	Flood Defence	Floodbank	Greatham South	NZ 50934 25418	3	tbc	tbc	tbc	760.40



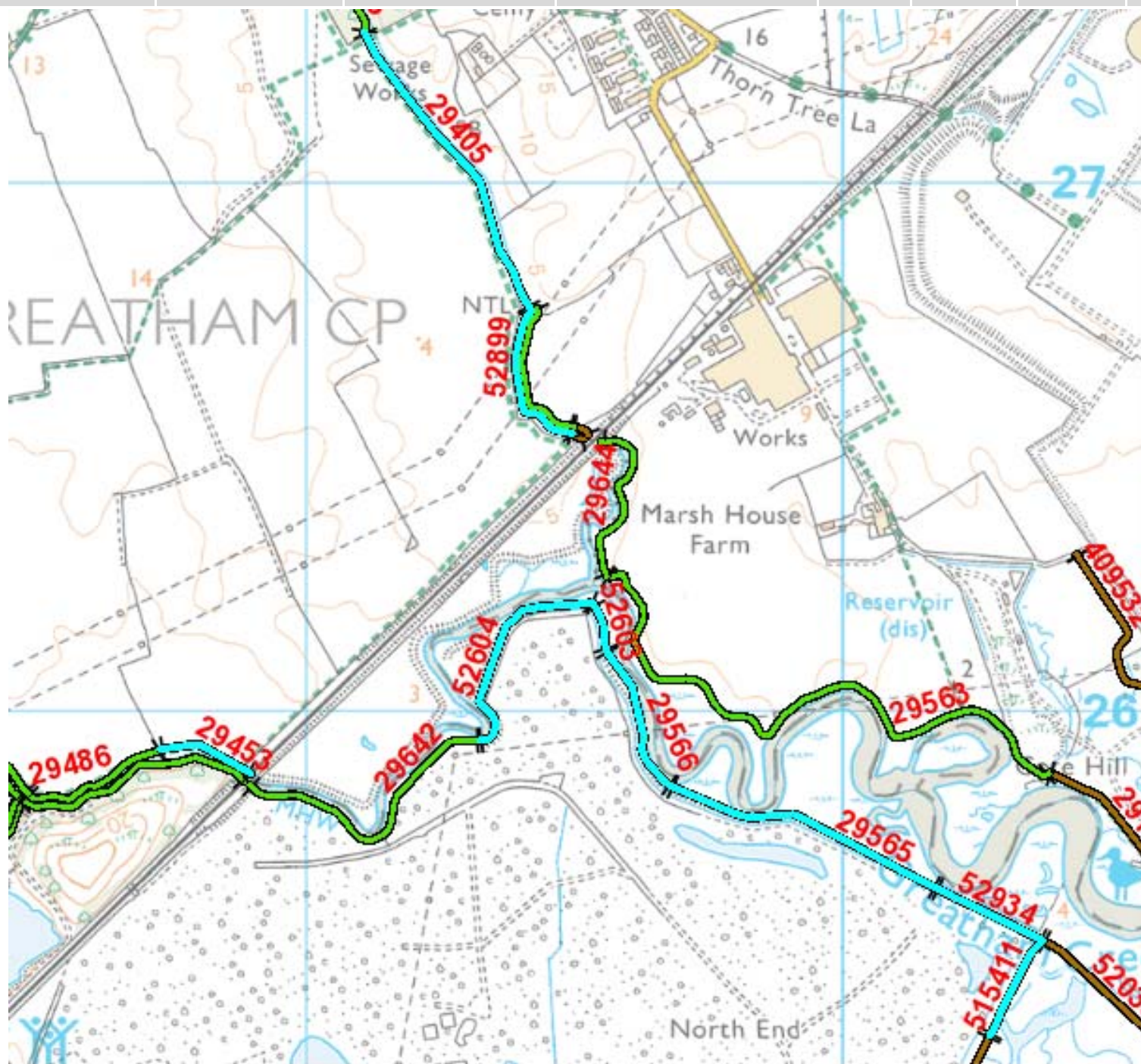
*Descriptions are as follows:

- 1 Very Good – Cosmetic defects that will have no effect on performance.
- 2 Good – Minor defects that will not reduce the overall performance of the asset
- 3 Fair – Defects that could reduce performance of the asset
- 4 Poor – Defects that would significantly reduce the performance of the asset. Further investigation needed
- 5 Very Poor – Severe defects resulting in complete performance failure.

**The Crest Levels are metres Above Ordnance Datum (Newlyn).

Environment Agency Flood Defence Information

Asset Ref	Asset Type	Description	Location	Upstream National Grid Ref.	Condition*	Standard of Protection (Return period, 1 in x Years)	Upstream Crest Level (m)**	Downstream Crest Level (m)**	Length (m)
29405	Flood Defence	Floodbank	Greatham	NZ 49107 27288	4	5	3.970	3.690	616.67
52899	Flood Defence	Floodbank	Greatham Marsh	NZ 49414 26762	5	5	4.260	4.520	304.49
29453	Flood Defence	Floodbank	Claxton Beck	NZ 48727 25929	3	50	3.900	3.480	183.58
52604	Flood Defence	Floodbank	Greatham Creek	NZ 49324 25942	3	5	4.850	3.900	431.27
52603	Flood Defence	Floodbank	Greatham Creek	NZ 49538 26209	3	5	3.890	4.720	92.56
29566	Flood Defence	Floodbank	Greatham Creek	NZ 49558 26114	3	5	4.720	3.850	295.31
29565	Flood Defence	Floodbank	Greatham Creek	NZ 49680 25860	3	10	3.440	3.610	540.18
52934	Flood Defence	Floodbank	Greatham Creek	NZ 50170 25664	3	50	3.790	4.130	222.37
515411	Flood Defence	Floodbank	Greatham Creek	NZ 50279 25388	2	tbc	tbc	tbc	205.96



*Descriptions are as follows:

- 1 Very Good – Cosmetic defects that will have no effect on performance.
- 2 Good – Minor defects that will not reduce the overall performance of the asset
- 3 Fair – Defects that could reduce performance of the asset
- 4 Poor – Defects that would significantly reduce the performance of the asset. Further investigation needed
- 5 Very Poor – Severe defects resulting in complete performance failure.

**The Crest Levels are metres Above Ordnance Datum (Newlyn).

Environment Agency Flood Defence Information

Hartlepool

Asset Ref	Asset Type	Description	Location	Upstream National Grid Ref.	Condition*	Standard of Protection (Return period, 1 in x Years)	Upstream Crest Level (m)**	Downstream Crest Level (m)**	Length (m)
52943	Flood Defence	Floodbank	Seal Sands	NZ 51685 25651	4	153	5.560	4.678	1006.41
409532	Flood Defence	Floodbank	Seal Sands	NZ 50346 26426	3	TBC	4.519	4.727	1617.19
29171	Flood Defence	Floodbank	Seal Sands	NZ 50964 25515	3	25	6.663	5.560	751.89



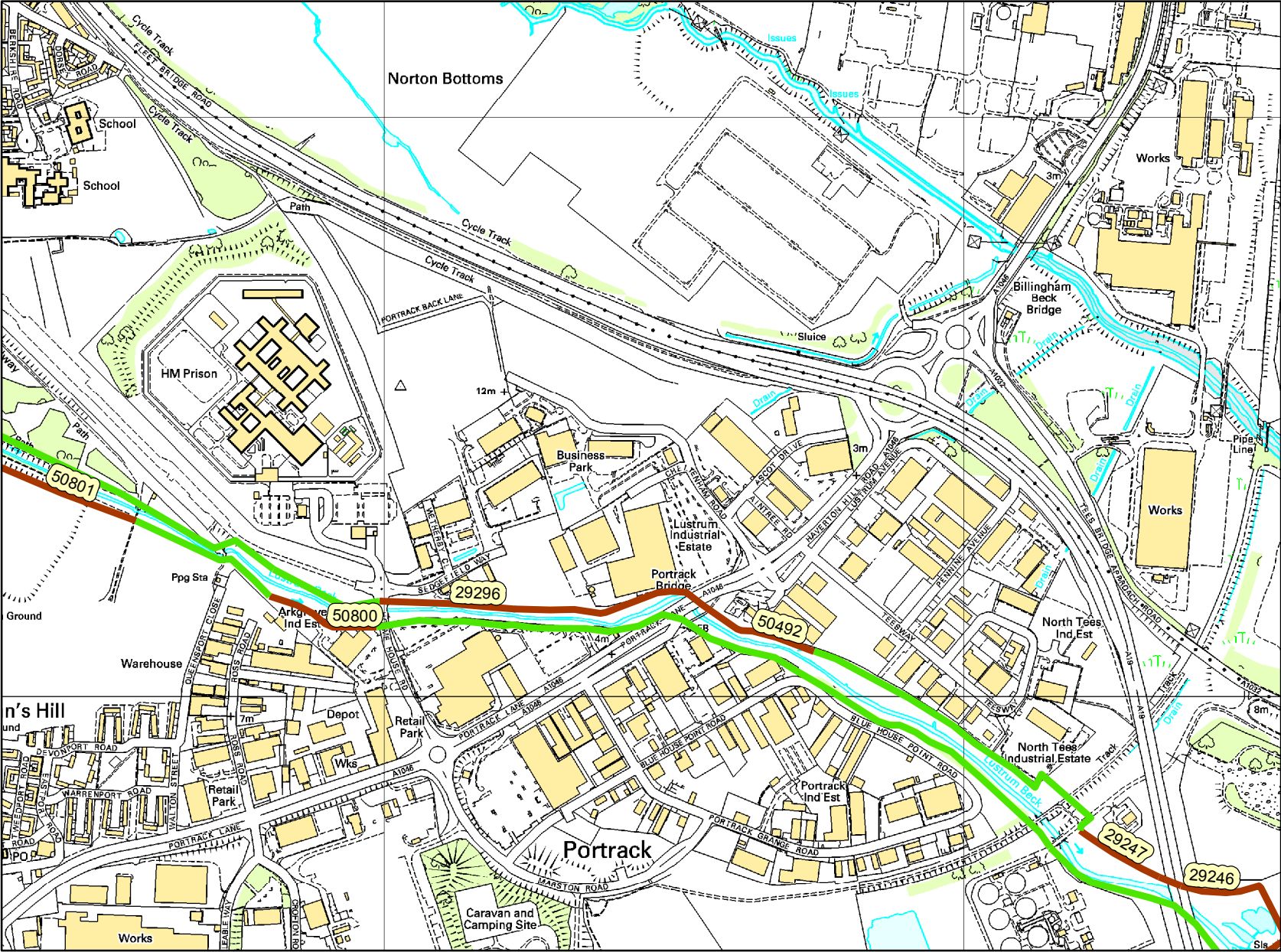
*The condition grades provided are from a visual inspection only based on the Environment Agency's Condition Assessment Manual.

Descriptions are as follows:

- 1 Very Good – Cosmetic defects that will have no effect on performance.
- 2 Good – Minor defects that will not reduce the overall performance of the asset
- 3 Fair – Defects that could reduce performance of the asset
- 4 Poor – Defects that would significantly reduce the performance of the asset. Further investigation needed
- 5 Very Poor – Severe defects resulting in complete performance failure.

**The Crest Levels are metres Above Ordnance Datum (Newlyn).

Environment Agency Owned and Maintained Flood Defences - Portrack, Stockton-on-Tees



Legend

- High Ground
- Embankment

© Crown copyright and database rights 2013
 Ordnance Survey 100024198
 © Environment Agency copyright and/or
 database rights 2013. All rights reserved.

Greatham North East Flood Alleviation Scheme
 (Indicative plan for illustrative purposes only)

Extraction of class 2 clay for new flood embankment from borrow pits within the area edged in blue. Estimated volume needed 129,000 m³.

Haulage route for class 2 clay from borrow pits. A stone haul road will be constructed. Plant crossing of A178 using traffic management.

Construction of new flood embankment. Crest height 5.5 mOD.

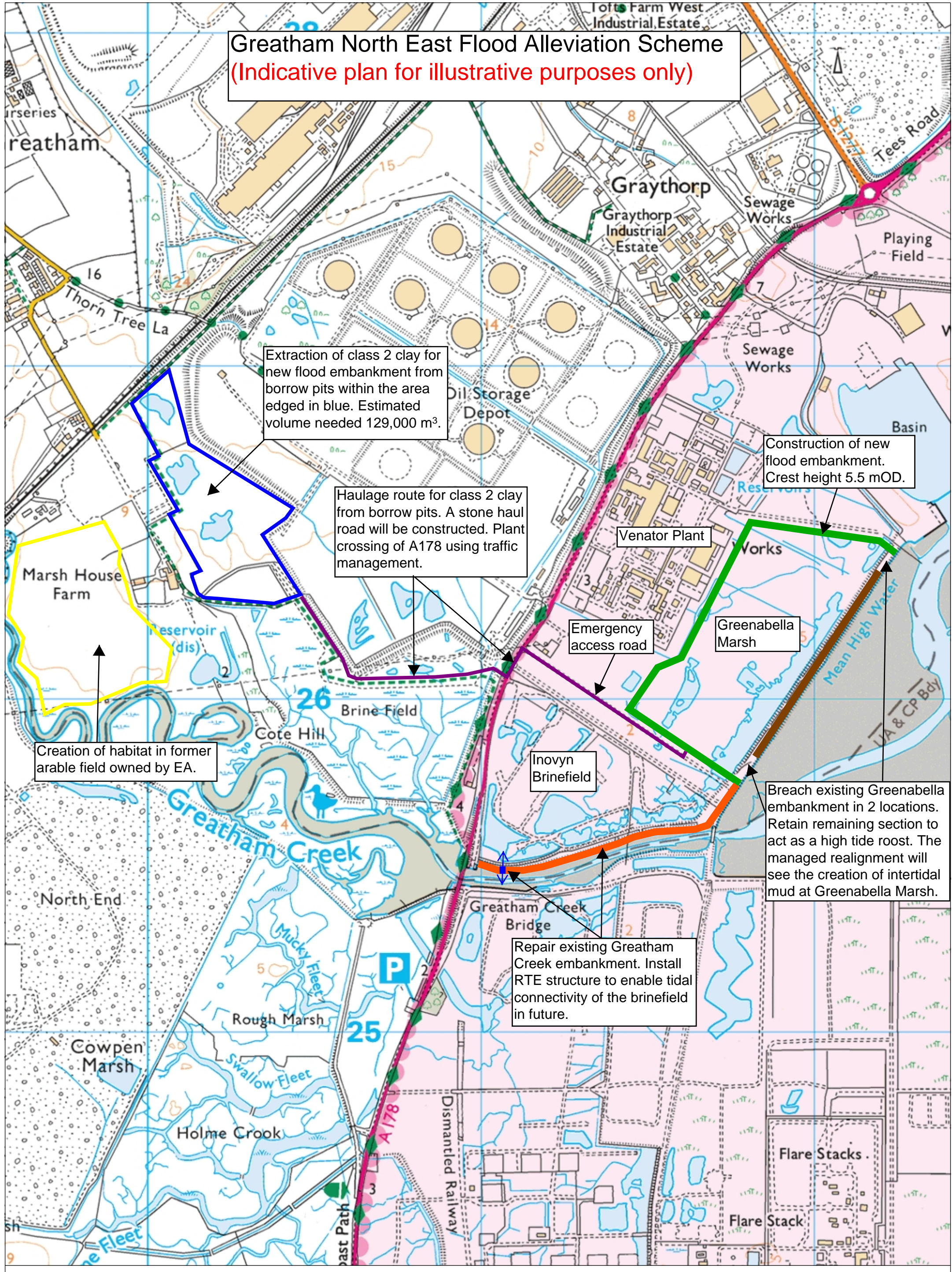
Creation of habitat in former arable field owned by EA.

Emergency access road

Greenabella Marsh

Breach existing Greenabella embankment in 2 locations. Retain remaining section to act as a high tide roost. The managed realignment will see the creation of intertidal mud at Greenabella Marsh.

Repair existing Greatham Creek embankment. Install RTE structure to enable tidal connectivity of the brinefield in future.



Somerton, Jo

From: [REDACTED]@[REDACTED].gov.uk>
Sent: 16 March 2023 12:55
To: Somerton, Jo
Subject: RE: Flood Risk Information Request:H2 Teesside
Attachments: Hartlepool Local plan_Library_16_April_2018.pdf

This Message Is From an External Sender

This message came from outside your organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Report Suspicious

Hello Jo,

In response to your request for information:

- **Details of Ordinary Watercourses in the area, including flood level/ model information where available;**
We would refer to publicly available mapping for watercourse location and we do not hold flood level/model information for watercourses in the area.

- **Any detailed maps of historical flood extents at the Proposed Development Site and details of any other flood level or flood extent data related to the Proposed Development Site that may be relevant, including any photographs, other anecdotal information and climate change scenarios;**

We don't have any detailed maps of historical flood events in the area.

- **Details of any existing or planned flood defences/flood alleviation schemes in the area, their condition, anticipated lifetime and statutory flood defence levels;**

We don't have works planned in the area. However, Greatham Creek that runs through the area you have highlighted is Main River and as such is regulated by the Environment Agency (EA) who will be able to provide details of that asset. Furthermore, The EA are proposing to implement a flood alleviation scheme at the Greatham North East flood cell. Please see map extract below:



This may overlap with the area you have highlighted in your enquiry. Please contact [REDACTED]@environment-agency.gov.uk I understand that AECOM have already been in touch with the EA.

- Details of any known surface water flooding problems in the area and confirmation of any designated Critical Drainage Areas (CDAs);

Please see attached Local Plan Examination Library that mainly on page 4 lists our Strategic Flood Risk Assessment documents for your information.

- Mapping showing the Areas Susceptible to Surface Water Flooding (ASStSWF) and the Updated Flood Mapping for Surface Water (uFMfSW);

Please refer to Environment Agency flood risk mapping.

- Confirmation of the assessment approach for the above ground elements of the pipeline corridors (entry and exit points) and preferred construction methodology for pipeline watercourse crossings; and

These matters will need to be assessed on a case by case basis with a focus on no increased flood risk. Underground watercourse crossings will likely be preferable.

- Surface water drainage requirements for the Main Site and the above ground elements of the pipelines, including Sustainable Drainage Systems (SuDS).

Surface water drainage requirements can be found in the Tees Valley SuDS Design Guide and Local Standards which is available via the internet. This will provide consistency in requirements across local authority boundaries in the Tees Valley.

Regards
Stuart

Stuart Edwards BEng(Hons) PGCert MCIWEM Flood Risk Officer
Hartlepool Borough Council

[REDACTED]@hartlepool.gov.uk

Web: www.hartlepool.gov.uk

Facebook: /hartlepoolcouncil

Twitter: @HpoolCouncil



From: [REDACTED].com]

Sent: 14 March 2023 08:59

To: [REDACTED].gov.uk>

Cc: H2 Teesside Correspondence <H2TeessideCorrespondence@aecom.com>; Kearns, Laura [REDACTED]@aecom.com>; Sperlava, Zuzana

Subject: Flood Risk Information Request:H2 Teesside

Jim,

AECOM has been commissioned to prepare an Environmental Impact Assessment (EIA), including a Flood Risk Assessment (FRA) and Water Framework Directive (WFD) Assessment , to support a Development Consent Order (DCO) application for the construction, operation (including maintenance where relevant) and decommissioning of a 1.2 Gigawatt thermal (GWth) Hydrogen Production Facility with associated Carbon Capture and Storage (CCS) and hydrogen transport pipeline network and other connections on land in Redcar and Cleveland, Stockton-on-Tees, and Hartlepool on Teesside.

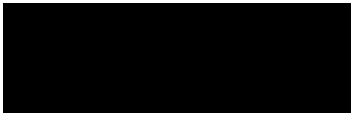
To support development of these assessments we would like to request data from Hartlepool Council in relation to flood risk. Please see attached our full information request which includes all details including a map of the study area.

If there are any queries regarding the information request then please do let me know.

Many thanks for your help.

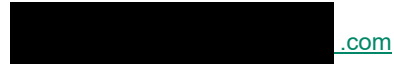
Kind regards,

Jo



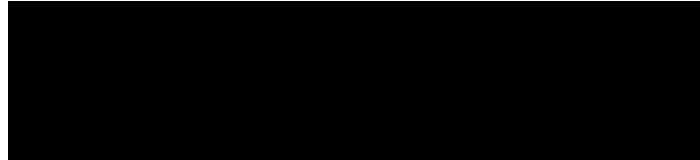
Joanne Somerton MSc

Principal Flood Risk Consultant, Water: EUR - UK & Ireland

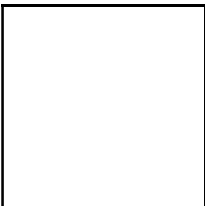


AECOM

2 City Walk
Address Line 2
LEEDS, United Kingdom



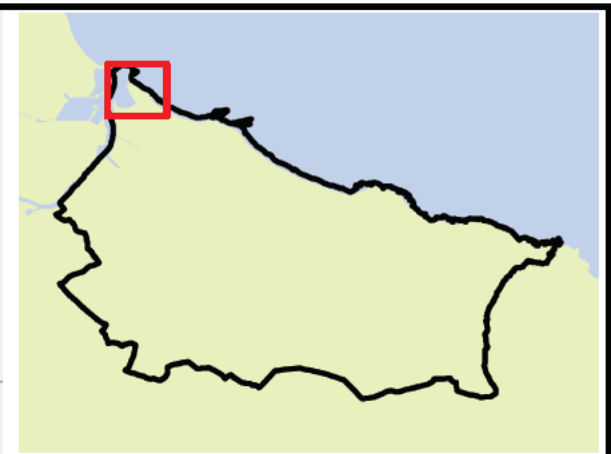
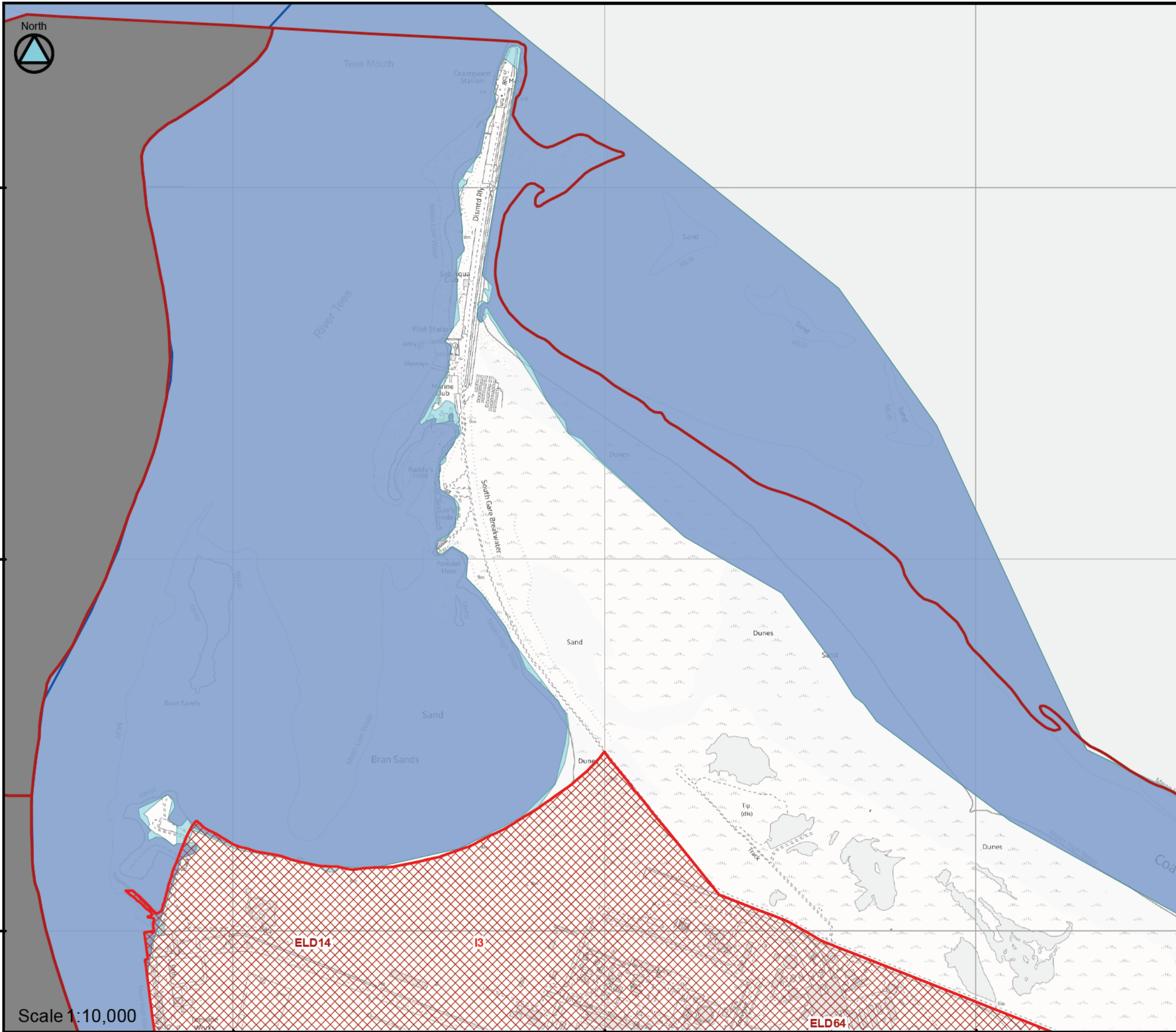
Click [here](#) to report this email as spam.



Please consider the environment before printing this e-mail

This document is strictly confidential and is intended only for the use by the addressee. If you are not the intended recipient, any disclosure, copying, distribution or other action taken in reliance of the information contained in this email is strictly prohibited. Hartlepool Borough Council will handle your personal information in accordance with the General Data Protection Regulation and the Data Protection Act 2018. To find out how the Council collect, use, store and retain your personal data, please see our privacy notice(s) at www.hartlepool.gov.uk/privacy-notices. Any views expressed by the sender of this message are not necessarily those of Hartlepool Borough Council. If you have received this transmission in error, please use the reply function to tell us and then permanently delete what you have received. This message has been scanned for malware by Websense. www.websense.com

ANNEX B: SFRA FLOOD ZONE MAPS



LEGEND

Choose Option Flood Zones

Show Labels

Council boundary

Detailed River Network

Potential Development Sites

Residential (SHLAA 2015)

Employment Land Available (ELA)

Employment Land Developed (ELD)

Industrial estate

Mixed use

Traveller

Flood Zones

Flood Zone 3b

Flood Zone 3a

Flood Zone 2

© Crown Copyright and database right 2016. Ordnance Survey 1000019983



STRATEGIC FLOOD RISK ASSESSMENT

For

REDCAR AND CLEVELAND BOROUGH COUNCIL

COUNCIL

Map 1

Scale 1:10,000

528000

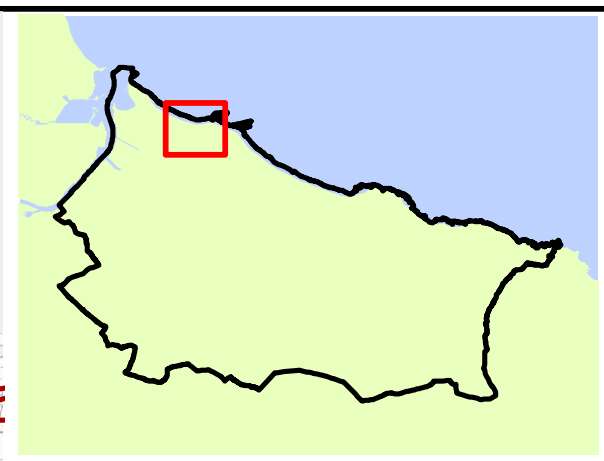
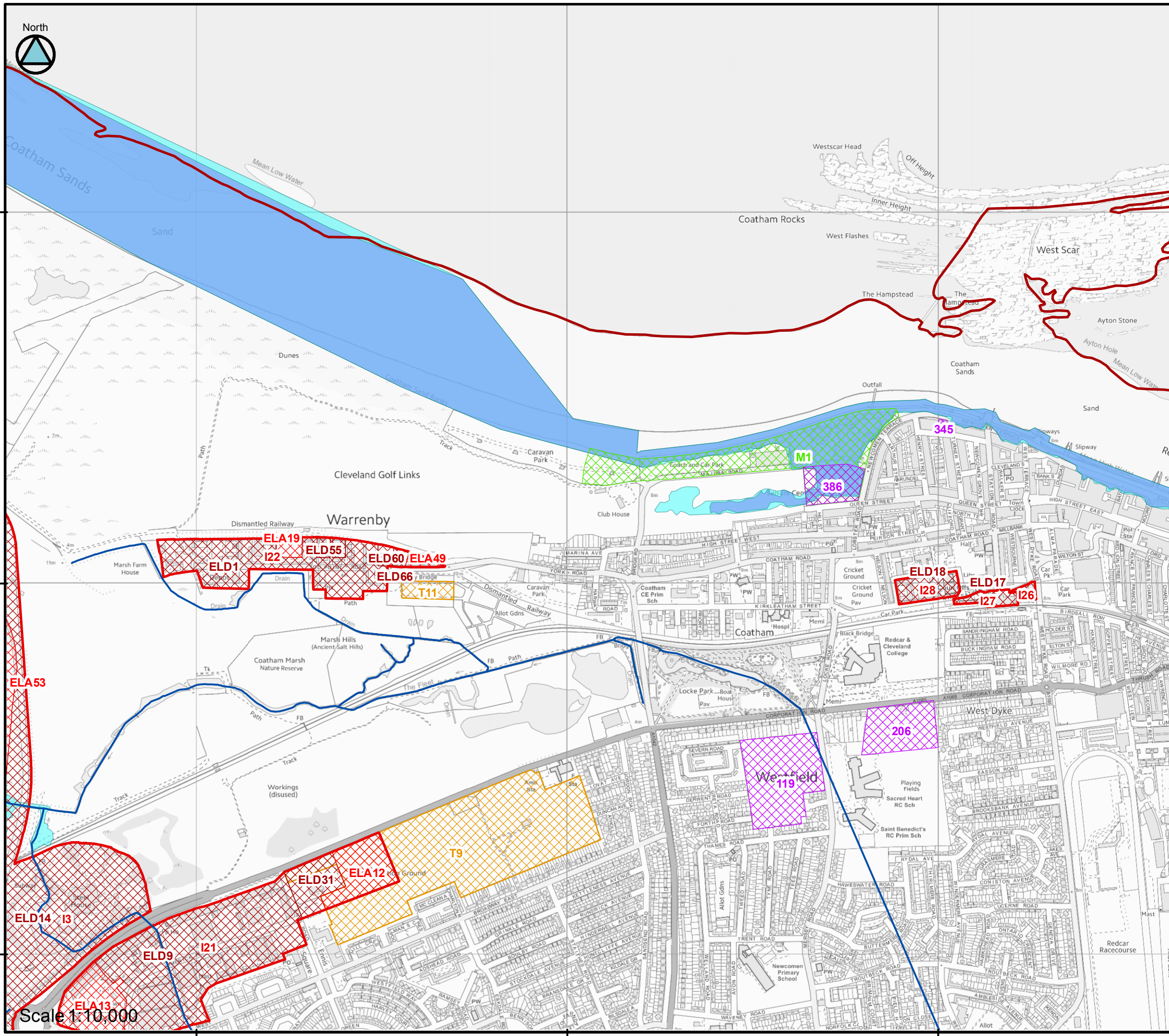
527000

526000

455000

456000

457000



LEGEND

Choose Option Flood Zones

Show Labels

Council boundary

Detailed River Network

Potential Development Sites

Residential (SHLAA 2015)

Employment Land Available (ELA)

Employment Land Developed (ELD)

Industrial estate

Mixed use

Traveller

Flood Zones

Flood Zone 3b

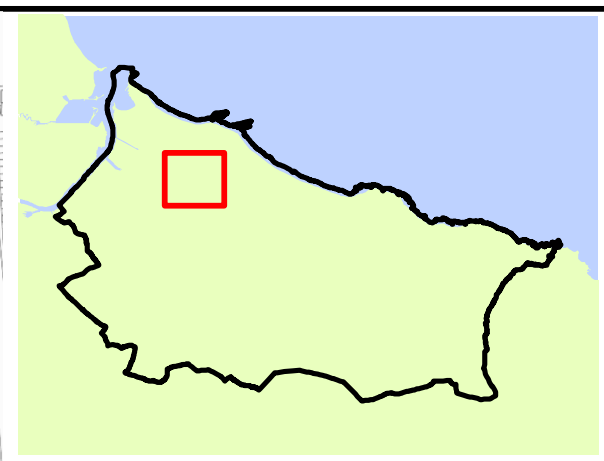
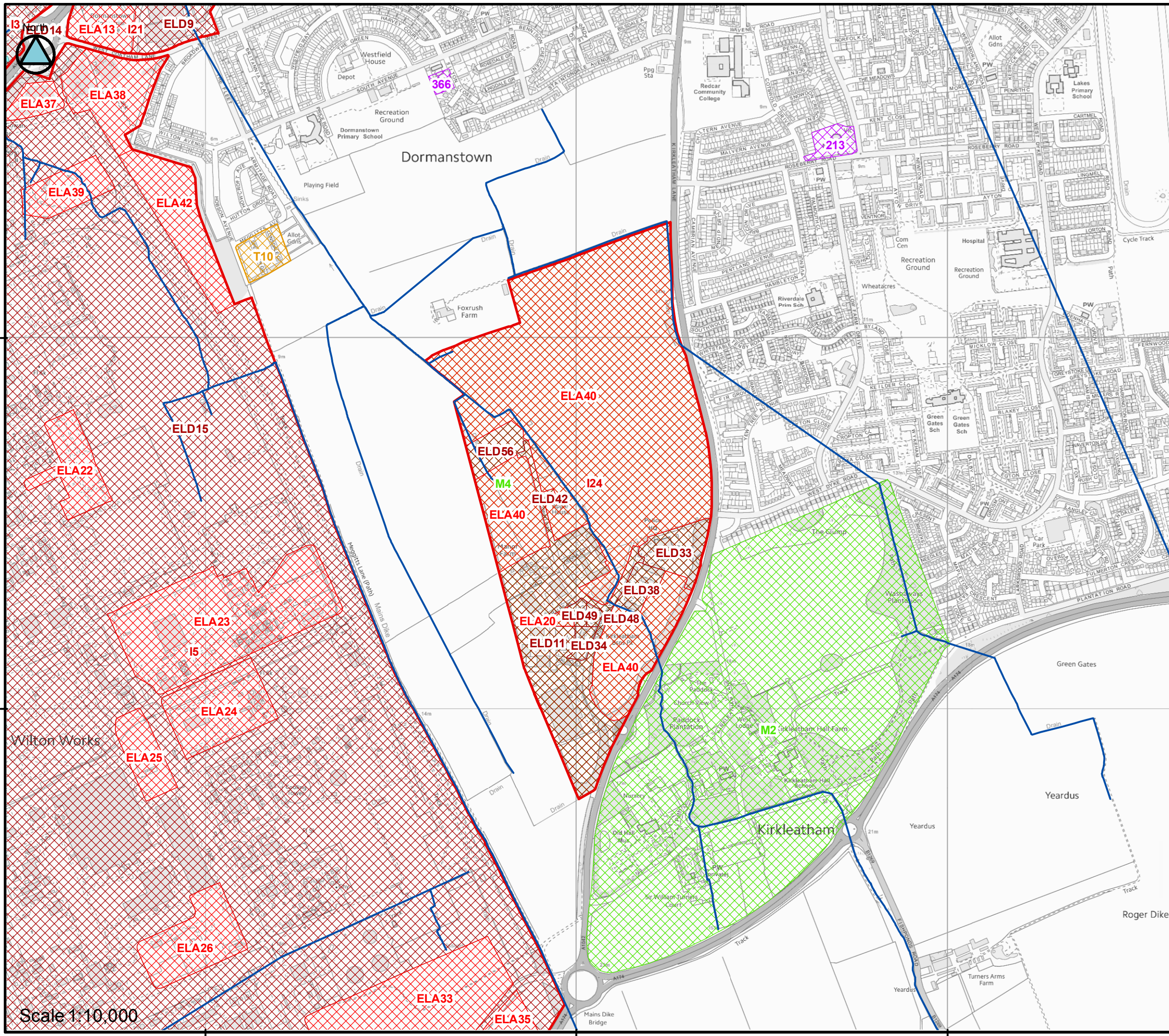
Flood Zone 3a

Flood Zone 2

© Crown Copyright and database right 2016. Ordnance Survey 1000019983



STRATEGIC FLOOD RISK ASSESSMENT
 For
REDCAR AND CLEVELAND BOROUGH COUNCIL
 Map 2



LEGEND

- Choose Option Flood Zones
- Show Labels
- Council boundary
- Detailed River Network
- Potential Development Sites**
- Residential (SHLAA 2015)
- Employment Land Available (ELA)
- Employment Land Developed (ELD)
- Industrial estate
- Mixed use
- Traveller
- Flood Zones**
- Flood Zone 3b
- Flood Zone 3a
- Flood Zone 2

© Crown Copyright and database right 2016. Ordnance Survey 1000019983



STRATEGIC FLOOD RISK ASSESSMENT
 For
REDCAR AND CLEVELAND BOROUGH COUNCIL
 Map 14

Scale 1:10,000

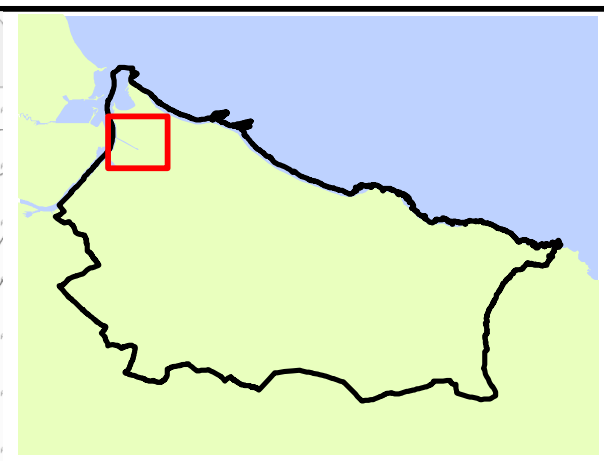
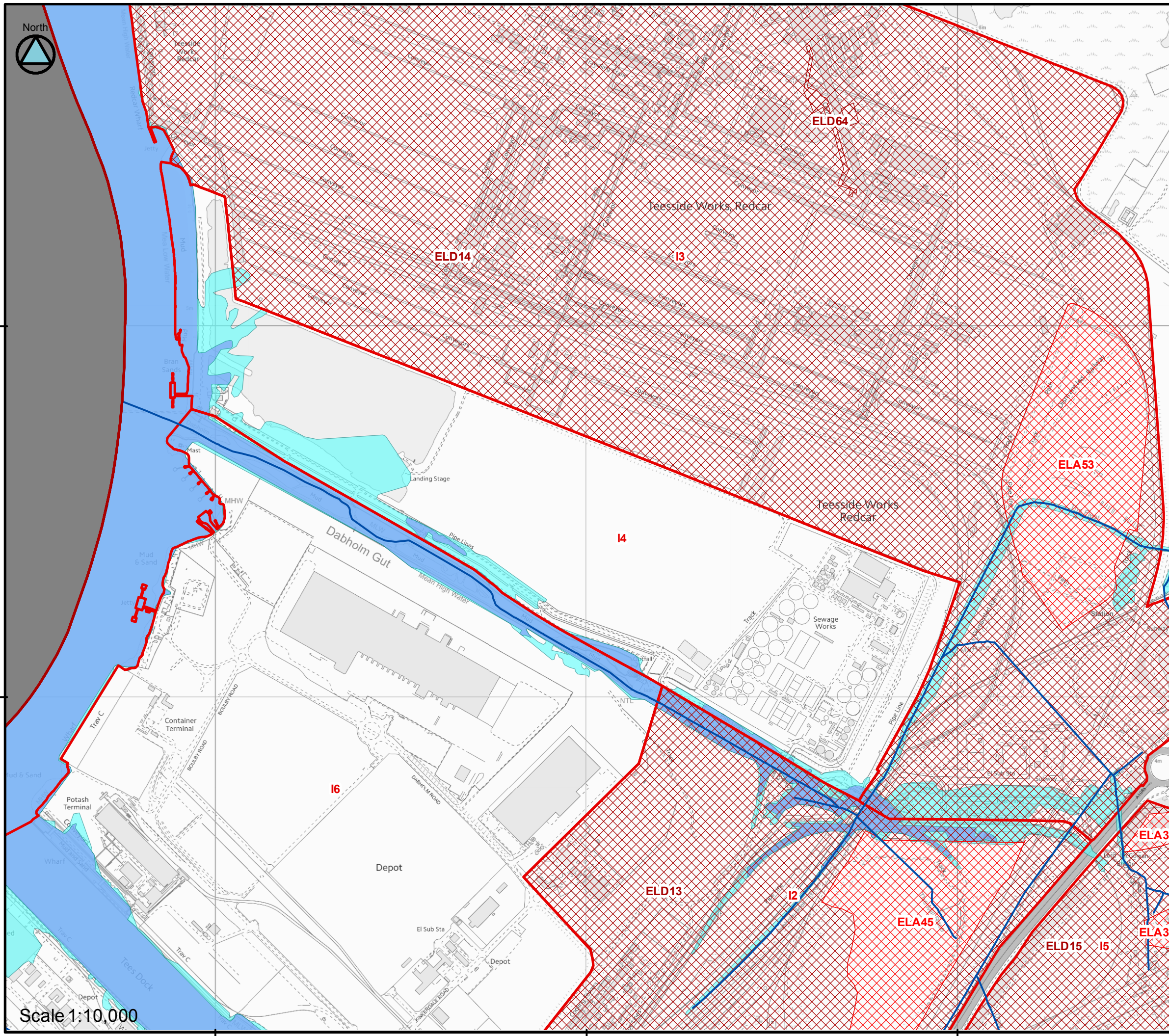
523000

522000

458000

459000

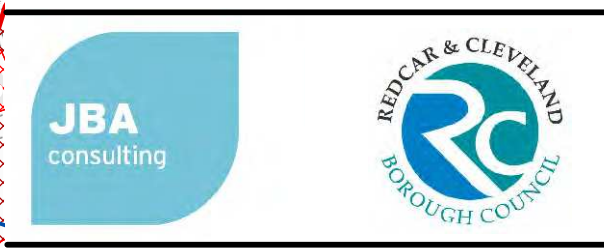
460000



LEGEND

- Choose Option Flood Zones
- Show Labels
- Council boundary
- Detailed River Network
- Potential Development Sites**
- Residential (SHLAA 2015)
- Employment Land Available (ELA)
- Employment Land Developed (ELD)
- Industrial estate
- Mixed use
- Traveller
- Flood Zones**
- Flood Zone 3b
- Flood Zone 3a
- Flood Zone 2

© Crown Copyright and database right 2016. Ordnance Survey 1000019983



STRATEGIC FLOOD RISK ASSESSMENT
 For
 REDCAR AND CLEVELAND BOROUGH
 COUNCIL
 Map 15

525000

524000

Scale 1:10,000

455000

456000

457000

524000



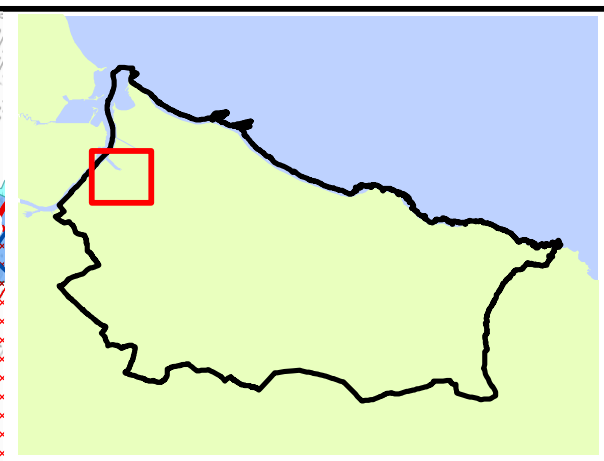
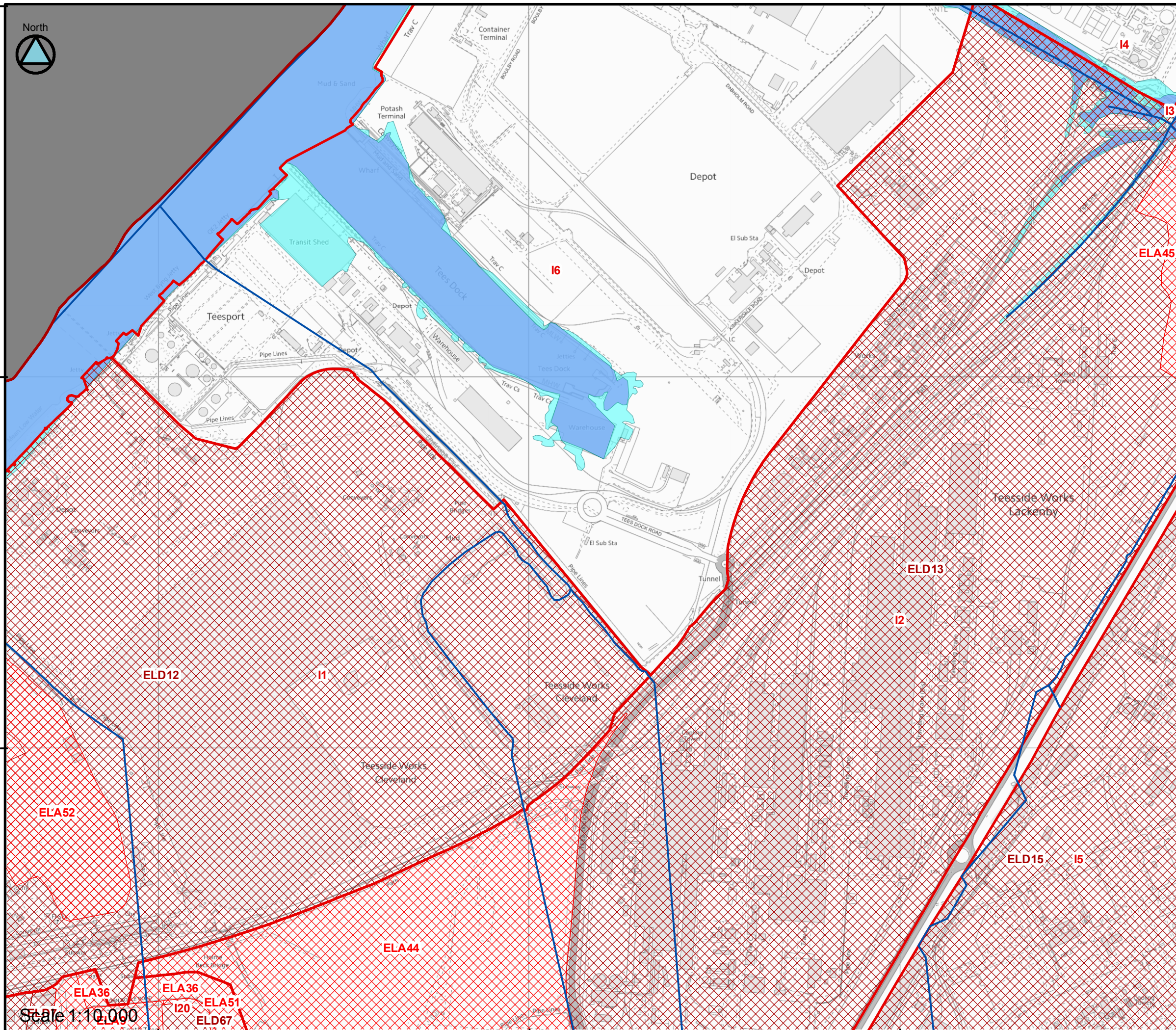
523000

522000

454000

455000

456000



LEGEND

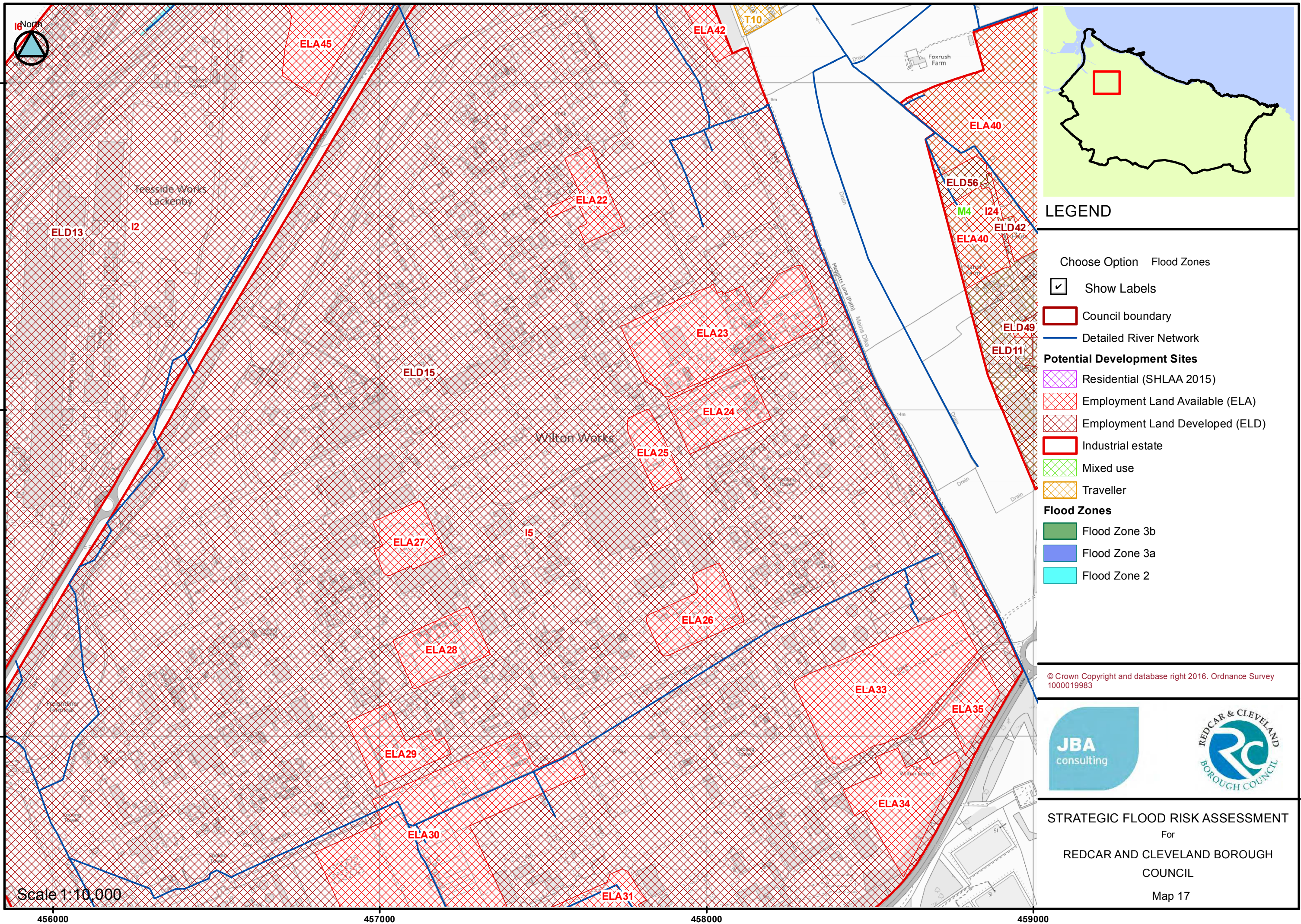
- Choose Option Flood Zones
- Show Labels
- Council boundary
- Detailed River Network
- Potential Development Sites**
 - Residential (SHLAA 2015)
 - Employment Land Available (ELA)
 - Employment Land Developed (ELD)
 - Industrial estate
 - Mixed use
 - Traveller
- Flood Zones**
 - Flood Zone 3b
 - Flood Zone 3a
 - Flood Zone 2

© Crown Copyright and database right 2016. Ordnance Survey 1000019983



STRATEGIC FLOOD RISK ASSESSMENT
 For
REDCAR AND CLEVELAND BOROUGH COUNCIL
 Map 16

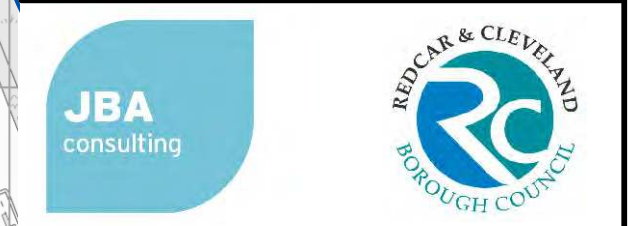
Scale 1:10,000



LEGEND

- Choose Option Flood Zones
- Show Labels
- Council boundary
- Detailed River Network
- Potential Development Sites**
- Residential (SHLAA 2015)
- Employment Land Available (ELA)
- Employment Land Developed (ELD)
- Industrial estate
- Mixed use
- Traveller
- Flood Zones**
- Flood Zone 3b
- Flood Zone 3a
- Flood Zone 2

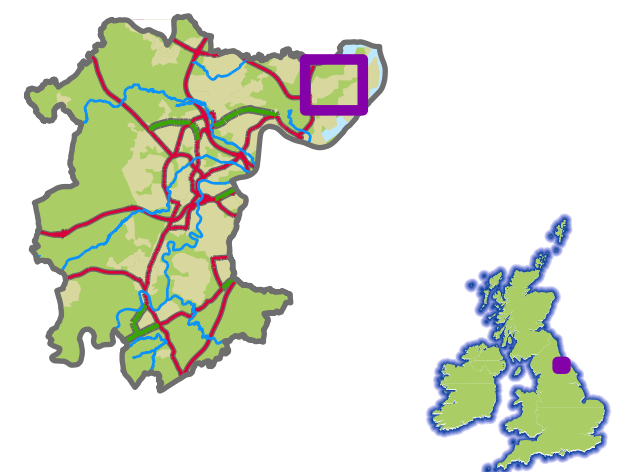
© Crown Copyright and database right 2016. Ordnance Survey 1000019983



STRATEGIC FLOOD RISK ASSESSMENT
For
REDCAR AND CLEVELAND BOROUGH COUNCIL
Map 17

Scale 1:10,000

456000 457000 458000 459000
521000 522000 523000






**LEVEL 1
STRATEGIC FLOOD RISK ASSESSMENT**
For
STOCKTON ON TEES BOROUGH COUNCIL




Please select a data type from the dropdown menu below that you wish to view:


Development Sites


Proposed Use

-  Residential
-  Employment
-  Mixed Use

Flood Zones

-  Flood Zone 3b
-  Flood Zone 3
-  Flood Zone 2

 SBC Boundary

 Detailed River Network

Show Site Reference Labels



Detailed Map 10

Contains OS data © Crown copyright and database right 2017.
© Crown copyright, All rights reserved. 2017 Licence number 100023297

525000

524000

523000



451000

452000

453000

NT

SS

Ground Flare
Ground Flares

Bone Field

Fire Station



526000

525000

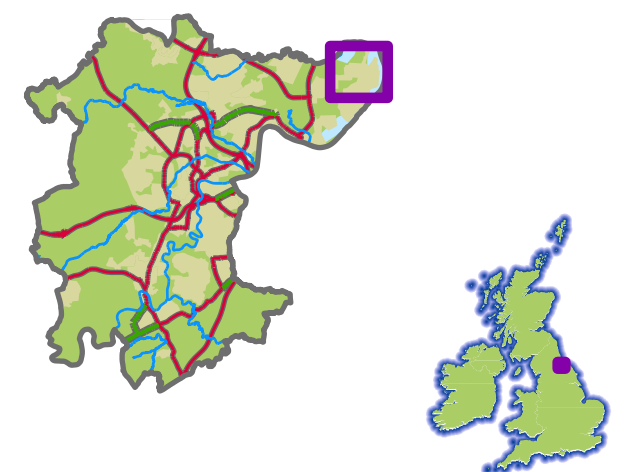
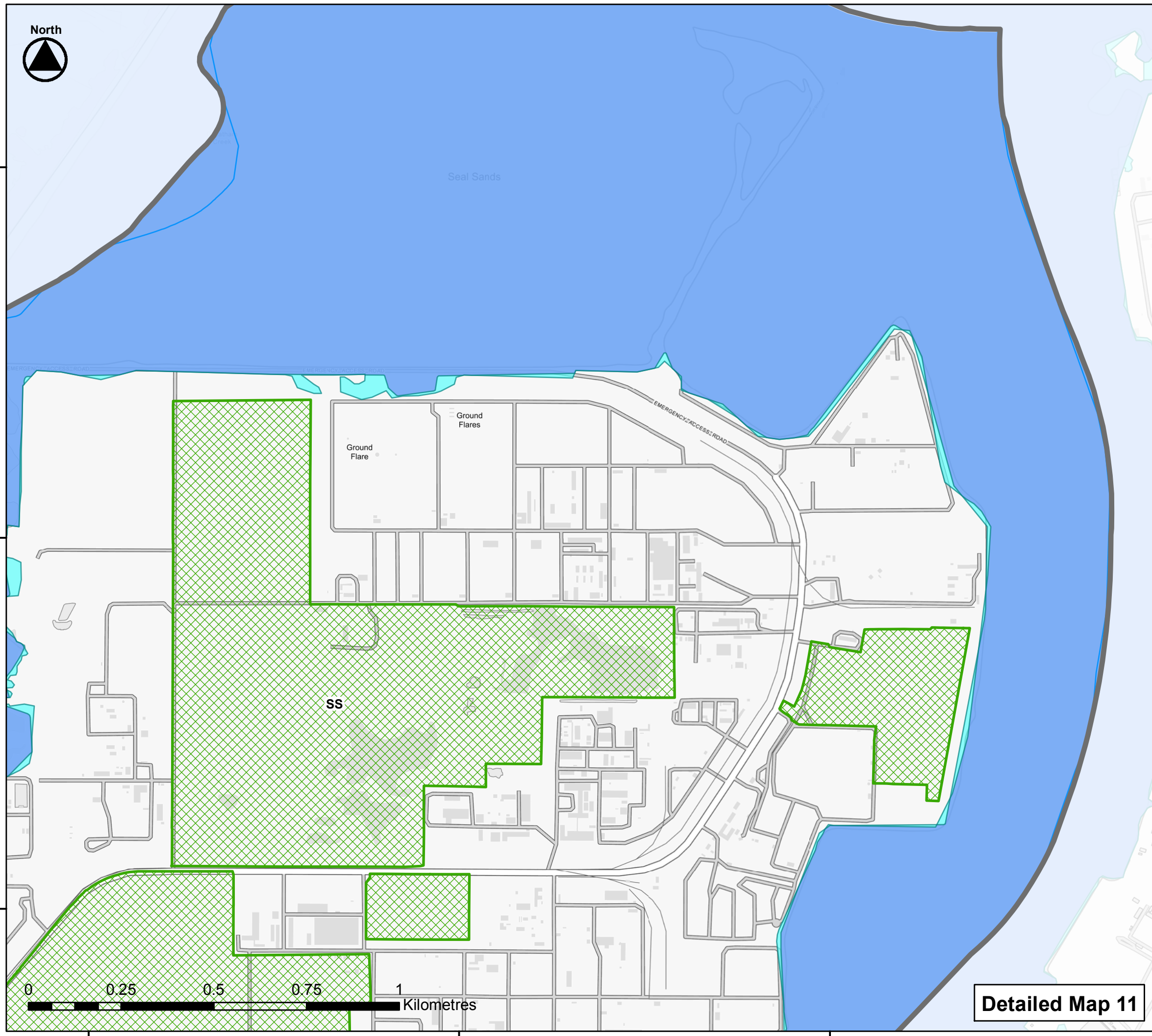
524000



452000

453000

454000



LEVEL 1 STRATEGIC FLOOD RISK ASSESSMENT For STOCKTON ON TEES BOROUGH COUNCIL

Please select a data type from the dropdown menu below that you wish to view:

Flood Zones

Development Sites

Proposed Use

- Residential
- Employment
- Mixed Use

Flood Zones

- Flood Zone 3b
- Flood Zone 3
- Flood Zone 2

SBC Boundary

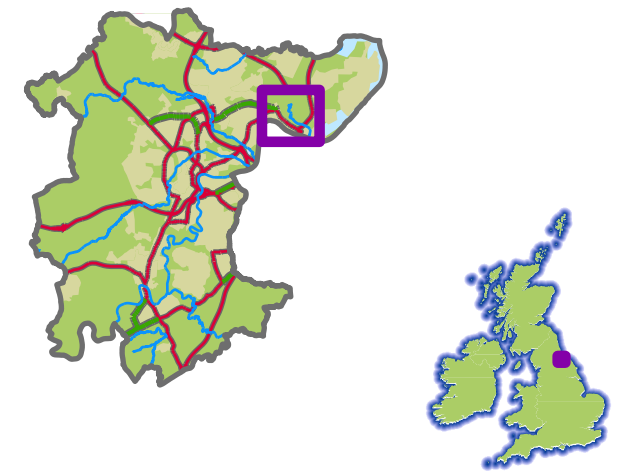
Detailed River Network

Show Site Reference Labels



Detailed Map 11

Contains OS data © Crown copyright and database right 2017.
© Crown copyright, All rights reserved. 2017 Licence number 100023297



LEVEL 1
STRATEGIC FLOOD RISK ASSESSMENT
 For
STOCKTON ON TEES BOROUGH COUNCIL

Please select a data type from the dropdown menu below that you wish to view:

Development Sites

Proposed Use

- Residential
- Employment
- Mixed Use

Flood Zones

- Flood Zone 3b
- Flood Zone 3
- Flood Zone 2

SBC Boundary

Detailed River Network

Show Site Reference Labels

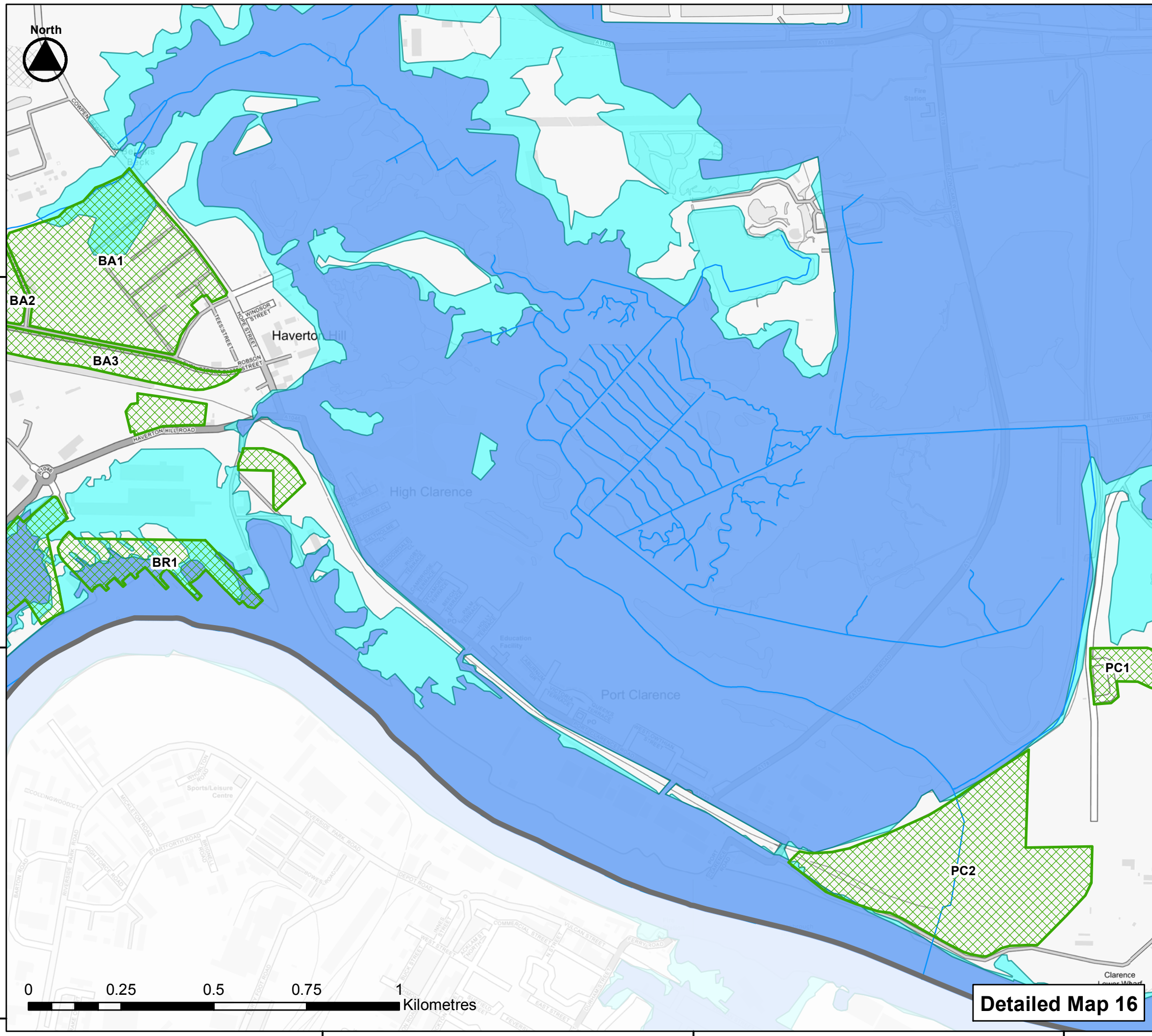


Contains OS data © Crown copyright and database right 2017.
 © Crown copyright, All rights reserved. 2017 Licence number 100023297

523000

522000

521000



Detailed Map 16

449000

450000

451000

[ANNEX C: MEETING MINUTES](#)

Minutes

Meeting name
H2 Teesside project -
ENVPAC/1/NEA/0016
0

Meeting date
21st August 2024

Attendees
Environment Agency:
Lucy Mo [LM]
Cameron Chandler [CC]
Claire Himsworth [CH]

BP:
Ross Nickson [RN]

Time
2:15 pm

Location
Microsoft Teams

AECOM:
Tamara Percy [TP]
Katie Koshcheeva [KK]
Peter Robinson [PR]

Project name
H2Teesside

Prepared by
Adriana
Skrzypczynska

<u>Ref</u>	<u>Item</u>	<u>Action</u>	<u>Responsible</u>	<u>Due by</u>
	<u>Introductions</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
	<u>Project Description and Examination Dates Programme</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
	<u>EA18 – Requirement 11</u> PR explained the basis of Requirement 11 is that with a planned construction period in excess of 5 years and a sector that is evolving and adapting to innovative ways of working, Requirement 11 has been proposed to facilitate opportunity for the proposed works.	<u>EA to discuss with their legal team and provide feedback on wording.</u>	<u>EA</u>	<u>TBC by EA</u>
	<u>EA23 - Flood Risk Activity Permits</u> EA stated consent must be obtained from the EA if the applicant wishes to disapply the FRAP. In order to do so the EA is expecting further information regarding the river works, preferably in a listed format. EA stated any storage within the floodplain would require a FRAP.	<u>EA to provide a list of activities that require a permit.</u> <u>Against which AECOM to create a list of all the activities that will take place within the red line boundary and within the 8m of the main river.</u> <u>Distance to be confirmed</u> <u>AECOM to provide the plan showing the HDD drilling entry and exit points and their location in regards of MHWS.</u>	<u>AECOM/EA</u>	<u>TBC by EA</u>
	<u>EA1 – Compounds located within FZ2 and 3</u> PR - If considered necessary, the FRA can be updated to refine the specific details of proposed compound locations and specific measures for the construction compounds located in Flood Zones 2 & 3. This will not have a material change to the findings or recommendations of the assessment. The management of flood risk of temporary compounds is a requirement that needs to be	<u>EA to discuss with their legal team and provide feedback on wording around Requirement 11.</u>	<u>EA</u>	<u>TBC by EA</u>

<u>Ref</u>	<u>Item</u>	<u>Action</u>	<u>Responsible</u>	<u>Due by</u>
	<p><u>placed on the delivery partner and needs to retain an element of flexibility.</u></p> <p><u>The EA will confirm whether they are happy with the requirement 11 wording once they've spoken to their legal team and as long as the CEMP will include the emergency response and flood risk management action plan along with appropriate mitigation.</u></p>			
	<p><u>EA2 – Flood Resilience</u></p> <p><u>EA highlighted that it is essential for the FRA to state that the essential infrastructure within FZ3 should be designed and constructed to remain operational and safe during the times of flood. This should be confirmed in text, specifically amended within the Assessment 9A Section 9.26.</u></p> <p><u>Bp to provide comment on the operational and maintenance regime associated with AGI, demonstrating that proactive maintenance is scheduled ensuring that the essential infrastructure will remain operational during periods of flood, i.e. there will be no required reactive activity on AGI.</u></p>	<p><u>AECOM to provide justification on classing pipelines as essential infrastructure and clarify its flood resilience.</u></p>	<u>AECOM</u>	<u>DL1</u>
	<p><u>EA3 – Temporary Works</u></p> <p><u>AECOM response to EA3: The mitigation measures for flood risk are outlined in several key documents, including the Flood Risk Assessment, Environmental Statement Chapter 9, and the Framework Construction Environmental Management Plan (fCEMP). These measures focus on maintaining the integrity of flood defences, such as those at Greatham Creek, and involve consultation with the Environment Agency to avoid any impacts on flood defence assets. Further detailing of mitigation strategies at this stage could hinder flexibility in optimising construction activities. Instead, Protective Provisions and Requirement 11 allow for adaptable approaches to safeguard the environment and manage flood risk effectively.</u></p> <p><u>EA accepts the response, as the issue will be consulted on further with the EA during production of the final CEMP.</u></p>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
	<p><u>AOB:</u></p> <p><u>EA highlighted that the provided plans include the 'Overground and Underground Pipelines' layer within the legend – which should be amended.</u></p> <p><u>AECOM to provide further responses ASAP.</u></p>	<p><u>AECOM to amend the figure legend.</u></p>	<u>AECOM</u>	<u>13/09/24</u>

<u>Ref</u>	<u>Item</u>	<u>Action</u>	<u>Responsible</u>	<u>Due by</u>
	EA enquired whether it is possible to be provided with the updated document versions before their PINS submission. In EA5, the EA requested the CORMIX files to be sent. Please find them attached to this email along with the meeting minutes.			
