

National Infrastructure Planning
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Date: 17 February 2025
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To Whom It May Concern

Planning Act 2008 – Section 89 and The Infrastructure Planning (Examination Procedure) Rules 2010 – Rules 8 and 9

Application by H2Teesside Limited for an Order Granting Development Consent for the H2Teesside Project

Unique Reference: 20049403

Response to Deadline 7A

This submission is made on behalf of Navigator Terminals Limited (“Navigator”), registered as an Interested Party for the above application, in accordance with Deadline 7A.

Responses to questions raised under Rule 17 of The Infrastructure Planning (Examination Procedure) Rules 2010 (EPR)

Question	Response
2	<p><u>Any outstanding objections and CA/temporary possession</u></p> <p>Navigator have previously submitted a version of their preferred PPs into the ExA for its consideration in accordance with Deadline 5.</p> <p>If the PPs as submitted are not agreed by the Applicant, then all objections raised in Navigator’s Relevant Representation (RR-013) (“RR”) and Oral Representations (REP4-046) (“OR”) are maintained.</p> <p>In addition, Navigator has received no further information from the Applicant by way of specificity regarding the River Tees crossing so to address any concerns raised.</p> <p>In particular, Navigator remains concerns that if the Order is granted, there may be a potential conflict between the H2Teesside project and planning permission granted with reference 24/1208/FUL dated 20 December 2024 for the “Installation and operation of a Carbon Dioxide storage terminal” by Stock-on-Tees Borough Council (the “Planning Permission”). To ensure that any overlap between the Order and the Planning Permission does not result in the inability to implement the Planning Permission, the ExA is strongly encouraged</p>

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	<p>to recommend the inclusion of article 39 of the draft DCO in its report to the Secretary of State.</p> <p><u>Protective Provisions</u></p> <p>Proposed protective provisions have been submitted by Navigator and are recommended to the Examining Authority.</p> <p><u>Status of side agreement</u></p> <p>Navigator and the Applicant remain in negotiations. It is hoped that agreement will be reached before the end of the examination.</p>
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I trust that the above is clear however please do not hesitate to contact me should you have any queries.

Yours sincerely

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Associate
Eversheds Sutherland (International) LLP