
From: Lindley, Helen (Lindley, Helen) [Contact details removed]

Sent: Monday, July 23, 2012 3:41 PM

To: Able Marine Energy Park

Cc: [Contact details removed]

Subject: AMEP - Planning Inspectorate Reference : TR030001

Dear Sirs,

Please see attached letter proposing amendments to the draft DCO.

Kind regards

Helen Lindley
Legal Counsel (Contractor)
Phillips 66 Limited

[Contact details removed]

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The Planning Inspectorate,
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Temple Quay House
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Bristol
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Dear Sirs

Ref No. removed

PLANNING ACT 2008 (PA 2008) AND THE INFRASTRUCTURE PLANNING (EXAMINATION PROCEDURE) RULES 2010

APPLICATION FOR THE PROPOSED ABLE MARINE ENERGY PARK ON THE SOUTH BANK OF THE RIVER HUMBER AT IMMINGHAM, NORTH LINCOLNSHIRE

PLANNING INSPECTORATE REFERENCE NUMBER: TR030001

Further to the Specific Issue hearing on the draft Development Consent Order (DCO) on 12 July 2012 and as indicated at that meeting I attach draft wording of the protective provisions which Phillips 66 consider should be included within Schedule 9 of the DCO for the benefit of its pipelines within the Order land.

I would also take the opportunity, as mentioned by other Interested Parties, that Phillips 66 also object to the inclusion of the words " or which may be affected by the authorised development" within article 20 of the draft DCO.

Helen Lindley
Legal Counsel
For and on behalf of Phillips 66 Limited

Contact details removed

1. SCHEDULE 9 PART []

1.1 In this Part

- (a) "P66" means Phillips 66 Limited (Company number 00529086)
- (b) " the pipelines" means the 4 pipelines crossing the Order land owned and operated by P66 used at various times for the passage of multi-purpose hydrocarbon fuels and all ancillary apparatus including such works and apparatus properly appurtenant to the Pipelines as are specified by Section 65(2) of the Pipelines Act 1962

1.2 Before commencing any part of the authorised development or the operation of the authorised undertaking which would have an effect on the operation and maintenance of the pipelines and access thereto the undertaker shall submit to P66 plans and sections of the proposed works and such further particulars as P66 may, within 28 days from the day on which plans and sections are submitted under this sub-paragraph, reasonably require.

1.3 No works comprising any part of the authorised development or the operation of the authorised undertaking which would have an effect in full or in part on the operation, maintenance, repair , replacement and abandonment of the pipelines and access thereto shall be commenced until plans and sections in respect of those works submitted under sub-paragraph 1.2 have been approved by P66.

1.4 Any approval of P66 required under paragraph 1.3 shall not be unreasonably withheld or delayed but may be given subject to such reasonable requirements as P66 may require to be made for

- (a) the continuing safety and operational viability of the pipelines
- (b) the requirement for P66 to have uninterrupted and unimpeded access to the pipelines at all times.