



The Planning Inspectorate  
The Square Temple Quay  
Bristol  
Avon  
BS1 6PN

**Our ref:** AE/2019/123704/01-L01  
**Your ref:** \*

**Date:** 15 January 2019

Dear Sir/Madam

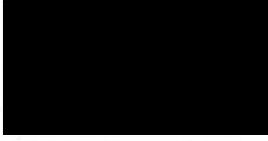
**NOTICE OF ACCEPTANCE OF AN APPLICATION FOR A DEVELOPMENT  
CONSENT ORDER FOR A PROPOSED NEW PORT TERMINAL - TILBURY 2.  
FURTHER QUESTIONS FROM SECRETARY OF STATE, SECTION 150,  
PLANNING ACT 2008. FORT ROAD, TILBURY, ESSEX, RM18 7NR.**

This response relates to the Secretary of State's written question in relation to Tilbury 2 dated 7 January 2019. The response relates to the questions relevant to the Environment Agency's remit only.

**Disapplication of Legislation**

With regard to your question as to whether the Environment Agency has been able to agree with the applicants that s24 Water Resources Act 1991 (the abstraction licensing regime) should be disapplied, the Environment Agency does not wish to give consent under s150 Planning Act 2008, to the disapplication of s24. This is in part because there are third party abstraction rights which could be affected by the development and the Environment Agency would therefore prefer the applicant to seek consent for dewatering from the construction works through the abstraction licensing regime which is designed to protect these rights.

Yours faithfully



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