



Application by Able Humber Ports Ltd for Able Marine Energy Park Material Change 2
The Examining Body's written questions and requests for information (ExQ3)
Issued on 15 February 2022

The following table sets out the Examining Body's (ExB's) written questions and requests for information – ExQ3.

Questions are set out using an issues-based framework derived from the Initial Assessment of Principal Issues provided as Annex B to the Regulation 27 and 28 letter of 19 October 2021. Questions have been added to the framework of issues set out there as they have arisen from representations and to address the assessment of the application against relevant policies.

Column 2 of the table indicates which Interested Parties (IPs) and other persons each question is directed to. The ExB would be grateful if all persons named could answer all questions directed to them, providing a substantive response, or indicating that the question is not relevant to them for a reason. This does not prevent an answer being provided to a question by a person to whom it is not directed, should the question be relevant to their interests.

Each question has a unique reference number which starts with 3 (indicating that it is from ExQ3) and then has an issue number and a question number. For example, the first question on proposed changes generally is identified as Q3.1.1. When you are answering a question, please start your answer by quoting the unique reference number.

If you are responding to a small number of questions, answers in a letter will suffice. If you are answering a larger number of questions, it will assist the ExA if you use a table based on this one to set out your responses. An editable version of this table in Microsoft Word is available on request from the case team: please contact AbleMarineEnergyPark@planninginspectorate.gov.uk and include 'Able Marine Energy Park Material Change 2' in the subject line of your email.

Responses are due by Deadline 5: 1 March 2022



Abbreviations used:

AEol	Adverse Effect on Integrity	LIR	Local Impact Report
agl	above ground level	LPA	Local Planning Authority
App	Applicant	MMO	Marine Management Organisation
C.GEN	C.GEN Killingholme Limited	NE	Natural England
C.RO	C.RO Ports Killingholme Limited	NELDB	Northeast Lindsey Drainage Board
DAO	Draft Amendment Order	NLC	North Lincolnshire Council
DCO	Development Consent Order	NPS	National Policy Statement
dDCO	Draft Development Consent Order	NSIP	Nationally Significant Infrastructure Project
EA	Environment Agency	PA2008	The Planning Act 2008
EM	Explanatory Memorandum	RR	Relevant Representation
ES	Environmental Statement	SoS	Secretary of State
ExB	Examining Body	UES	Updated Environmental Statement
HMBCE	Historic Buildings and Monuments Commission for England	WFD	Water Framework Directive
HRA	Habitat Regulations Assessment	WSI	Written Scheme of Investigation

The Examination Library

References in these questions set out in square brackets (eg [APP-010]) are to documents catalogued in the [Examination Library](#), which will be updated as the examination progresses.

Citation of Questions

Questions in this table should be cited as follows:

Question reference: issue reference: question number, eg ExQ3 1.0.1 – refers to question 1 in this table.

ExQ3: 1 March 2022**Responses are due by Deadline 5: 1 March 2022 at 23:59**

ExQ3	Question to:	Question:	
1. General and Cross-topic Questions			
Q1.01	All	Where up-dated documents are supplied, please supply a tracked as well as a clean version.	
Q1.02	App	Following the ASI of 10 February 2022, please supply copies of the drone photographs/videos relating to location P1.	
Q1.03	App	What height above ground level are the existing lamp standards on the northern part of the AMEP site?	
Q1.04	ABP	What height above ground level are the ABP silos to the south of the AMEP site?	
Q1.05	APP	Which of the Requirements of the DCO have been discharged? Would MC2 give rise to the need to revisit discharged Requirements?	
Q1.06	MMO	Is the MMO content with the Applicant's response in REP4-009 to its DL3 submission [REP3-019]?	
Q1.07	APP, MMO	Please report on the outcome of the meeting with the MMO to discuss changes to the DML.	
Q1.08	MMO	Re: ExQ2: 5.0.7 and 4.0.1, is the MMO content with the process of ascertaining the suitability of supplementary/amended monitoring within the MEMMP?	

ExQ3: 1 March 2022**Responses are due by Deadline 5: 1 March 2022 at 23:59**

ExQ3	Question to:	Question:	
Q1.0.9	App	Would the Applicant respond to point 2.1 in the MMO's DL4 submission [REP4-031] regarding the Updated East Marine Compliance Table [REP3-003]?	
Q1.0.10	App	Re: ExQ2: 6.0.2, the EA notes that the previously agreed benthic invertebrate monitoring scheme [REP1-025] should be amended to include the proposed disposal at HU081 and consideration given to whether the current monitoring proposal remains appropriate. What is the Applicant's response?	
Q1.0.11	NLC	As noted in the SoCG [REP4-024], would NLC like to report on its review of the additional photomontages submitted [RE1-015]?	
Q1.0.12	EA	Re: ExQ2:6.0.3, is the EA content with the Applicant's text amendment in the revised WFD [REP4-020] regarding the worsening status for PHAs that are not currently failing? Is the EA content with the remainder of the revised WFD?	