

National Infrastructure Planning
The Planning Inspectorate
Temple Quay House
2 The Square
Bristol
BS1 6PN

By Email:
ImminghamEasternRoRoTerminal@planninginspectorate.gov.uk

Our Ref
BG/10276966

Your Ref
TR030007

Date
27 October 2022

Dear Sirs

**IMMINGHAM EASTERN RO-RO TERMINAL DEVELOPMENT
SECTION 46 OF THE PLANNING ACT 2008
STATUTORY CONSULTATION ON A PROPOSED APPLICATION FOR DEVELOPMENT
CONSENT**

We write on behalf of our client, Associated British Ports ("ABP").

ABP is proposing to submit an application under the provisions of section 37 of the Planning Act 2008 ("the 2008 Act") for a Development Consent Order ("DCO") authorising the construction and operation of the Immingham Eastern Ro-Ro Terminal project ("IERRT"). We would be grateful if you would take this letter as formal notification to the Secretary of State for Transport under section 46(1) of the 2008 Act as to our client's intention.

THE APPLICATION

The proposed IERRT Development consists of:

Marine works

- An approach jetty from the shore linked to two floating pontoons appropriately secured in position
- Two separate finger piers to provide three berths thereby enabling the vessels to berth alongside with their stern ramps resting upon two floating pontoons
- A capital dredge of the new berth pocket
- Disposal of dredged material at sea if no beneficial alternative can be identified
- Possible impact protection measures if required

Landside

- Demolition and redevelopment of a number of existing commercial buildings within the site

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- Improvement of the existing cargo storage areas, including resurfacing and provision of new pavements and associated infrastructure
- A terminal building and a small welfare building to provide appropriate facilities for terminal operational and administration staff, lorry drivers and passengers
- A small workshop with fuel station and a UK Border Force building
- An internal bridge within the site to cross over Robinson Road and the ABP managed transit sidings
- Related utilities and operational infrastructure
- Creation of a second entrance lane at the Port's East Gate
- Offsite environmental enhancement

STATUTORY CONSULTATION

ABP will be undertaking statutory consultation in accordance with sections 42 and 48 of the 2008 Act for the proposed IERRT development from Friday 28 October 2022 until 23:59pm on Sunday 27 November 2022.

The first publication date was Saturday 22 October 2022, and the last publication date is today, Thursday 27 October 2022.

We confirm that the period between the publication dates and the close of the consultation provides consultees with more than the minimum 28 day period within which to comment on the application in accordance with Regulation 4(3)(i) of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 ("2009 Regulations").

The section 48 notice has been published, in accordance with Regulation 4(3) of the 2009 Regulations as follows:

- Two successive weeks in one or more local newspapers - 22 and 27 October 2022;
- Once in a national newspaper - The Guardian - 27 October 2022;
- Once in:
 - (i) The London Gazette - 27 October 2022;
 - (ii) Lloyd's List - 27 October 2022; and
 - (iii) Fishing News (fishing trade journal) - 27 October 2022.

We confirm that the Supplementary Statutory Consultation is being undertaken in accordance with the methods and principles set out in the Statement of Community Consultation ("the SoCC") which was prepared by ABP in connection with the IERRT Development. It was agreed with North East Lincolnshire Council, the relevant local authority for the project area, in January 2022 before the commencement of the original statutory consultation and was advertised and publicised in January 2022 in accordance with Section 47 of the Planning Act 2008. A digital copy of the SoCC is enclosed with this letter (by means of file transfer link).

The SoCC provides in section 8 – "Next Steps" - the following:

"8.4 If as a result from this statutory consultation, the Project proposals change to the extent that it is necessary to undertake further geographically targeted consultation, this would be undertaken in accordance with the principles and methods set out in this SoCC."

ABP is, therefore, now undertaking the Supplementary Statutory Consultation in line with the methods outlined in the SoCC, adapted as necessary - such adaptations are explained in section 18 of the enclosed Supplementary Consultation Report (SCR).

ABP has consulted with the North East Lincolnshire Council, the responsible local authority within which the IERRT development site falls, in respect of the above proposals – to which no concerns have been raised - as well as informing all the neighbouring local authorities of Lincolnshire County Council, North Lincolnshire Council, East Riding of Yorkshire Council, the City of Kingston Upon Hull, West Lindsey District Council and East Lindsey District Council.

We also confirm that a copy of the SoCC has remained on the IERRT project website since its adoption and will continue to be made available on it throughout the Supplementary Statutory Consultation period.

A copy of our letter to North East Lincolnshire Council (dated 25 October 2022) is enclosed for your reference.

DOCUMENTS

In accordance with section 46 of the 2008 Act, we enclose (by way of file transfer link) copies of the following consultation documents:

- SoCC and letter to North East Lincolnshire Council consulting and confirming that the Supplementary Statutory Consultation will be held in accordance with the principles in the SoCC (dated 25 October 2022);
- Section 47 notice (as originally published on 6 January 2022);
- Section 48 notice
- Copy Section 48 notice as first published on 22 October 2022;
- Letters to consultees identified under section 42 (1) (a) – (b) (email version);
- Letters to consultees identified under section 42 (1) (d) (email version);
- Text of email to non-prescribed consultees;
- Newsletter to the local community within the consultation zone;
- Questionnaire; and
- Supplementary Consultation Report (SCR).

Please use the following transfer link to access and download the above documents:

In addition, the following documents - which formed part of the original statutory consultation in January – February 2022 are still available to view and download on the project website at

- Preliminary Environmental Information Report (“PEIR”) (dated January 2022) – including Technical Appendices and Figures; and
- Non-Technical Summary of the Preliminary Environmental Information Report (dated January 2022) (“Non-Technical Summary”); and

Please note that the PEIR and the Non-Technical Summary form part of the Supplementary Statutory Consultation Materials for the purposes of the Consultation, as supported by the SCR. For clarity the SCR, together with the PEIR published in January of this year, form the basis of the Supplementary Statutory Consultation now taking place.

Please note that with regard to the Questionnaire – in line with comments received in response to the original statutory consultation (in January – February 2022) regarding the usefulness of the Questionnaire - we have not produced a further Questionnaire for the Supplementary Statutory Consultation. We have instead asked for views and comments to be submitted in full by email or letter. We have also indicated, however, that if individuals would prefer to submit

their comments via a Questionnaire, a copy is available to download and complete on the project consultation website or a hard copy can be requested by emailing or calling the project team. We confirm that the Questionnaire has only been updated to refer to the Supplementary Statutory Consultation' and the altered consultation close date of 27 November 2022. The questions remaining the same.

Copies of the Supplementary Statutory Consultation Materials will all be published and available to view and download on the IERRT Development consultation website from Friday 28 October 2022 and throughout the consultation period at: [REDACTED]

IN CONCLUSION

Should you have any queries in relation to the above please do not hesitate to contact me at [REDACTED]

Yours sincerely

[REDACTED]

Brian Greenwood
Clyde & Co LLP