

IMMINGHAM EASTERN RO-RO TERMINAL



Applicant's Section 55 Checklist

Document Reference 1.3

APFP Regulations 2009 – Regulation 5(2)(q)
PINS Reference – TR030007

February 2022



The Planning Inspectorate
Yr Arolygiaeth Gynllunio

Section 55

Acceptance of Applications Checklist

Appendix 3 of [Advice Note Six: Preparation and submission of application documents](#)

Version: October 2019

Section 55 Acceptance of Applications Checklist

Section 55 of the Planning Act 2008 can be viewed at [legislation.gov.uk](http://www.legislation.gov.uk), here:
<http://www.legislation.gov.uk/ukpga/2008/29/section/55>

DISCLAIMER: This Checklist is for information only and is not a formal application document. It is a non-statutory checklist for the Planning Inspectorate to complete. Completion or self-assessment by the Applicant does not hold weight at the Acceptance stage. Unless specified, **all references to the Planning Inspectorate are made in relation to functions being carried out on behalf of the Secretary of State for Housing, Communities and Local Government.**

Section 55(2) Acceptance of Applications				
1	Within 28 days (starting day after receipt) the Planning Inspectorate must decide whether or not to accept the application for Examination.	Date received	28 day due date	Date of decision
		TBC	TBC	
Section 55(3) – the Planning Inspectorate may only accept an application if it concludes that:			Planning Inspectorate comments	
Section 55(3)(a) and s55(3)(c): It is an application for an order granting development consent				
2	Is the development a Nationally Significant Infrastructure Project ¹ (NSIP) (or does it form part of an NSIP); and does the application state on the face of it that it is an application for a Development Consent Order ² (DCO) under the Planning Act 2008 (the PA2008), or equivalent words? Does the application specify the development to which it	<p>Yes, the development is a nationally significant infrastructure project (“NSIP”).</p> <p>The proposed development set out in Schedule 1 of the Draft Development Consent Order (Application Document 3.1) is an NSIP within sections 14(1)(j) and 24(2) and (3)(b) of the Planning Act 2008 (the “2008 Act”).</p> <p>The legal position is also summarised in paragraph 7 of the Explanatory Memorandum (Application Document 3.2) and box 4 of the Application Form</p>		

¹ NSIP is defined generally in s14 with the detailed thresholds for each of the specified categories being set out in ss15 to 30

² Development consent is required for development to the extent that the development is or forms part of an NSIP (s31 of the PA2008)

	<p>relates (i.e. which category or categories in ss14 to 30 does the Proposed Development fall)?</p> <p>If the development does not fall within the categories in ss14 to 30, has a direction been given by the Secretary of State under s35 of the PA2008 for the development to be treated as development for which development consent is required?</p>	<p>(Application Document 1.2) which state that this project meets the criteria for an NSIP as prescribed by the 2008 Act because it:</p> <ul style="list-style-type: none"> - comprises the “alteration of harbour facilities”; - is located wholly within England and in waters adjacent to England up to the seaward limit of the territorial sea; and - the effect of the alteration is expected to be to increase by at least the relevant quantity per year the quantity of material the embarkation or disembarkation of which the facilities are capable of handling – the “relevant quantity” in the case of ro-ro ships being 250,000 units per year.
3	<p>Summary: Section 55(3)(a) and s55(3)(c)</p>	<p>The Draft DCO (Application Document 3.1) Schedule 1 and Box 4 of the Application Form (Application Document 1.2) demonstrate that the application as submitted is an application for an order granting development consent under section 37 of the 2008 Act.</p>
<p>Section 55(3)(e): The Applicant in relation to the application made has complied with Chapter 2 of Part 5 (pre-application procedure)</p>		
4	<p>In accordance with the EIA Regulations³, did the Applicant (prior to carrying out consultation in accordance with s42) either (a) request the Planning Inspectorate adopt a Screening Opinion in respect of the development to which the application relates, or (b) notify the Planning Inspectorate in writing that it proposed to provide an Environmental Statement in respect of that development?</p>	<p>(a) No. the Applicant did not request that Planning Inspectorate (“PINS”) to adopt a Screening Opinion in relation to the proposed development.</p> <p>(b) Notification under Regulation 8(1)(b) of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (the “EIA Regulations”) that Associated British Ports (“ABP”) proposed to provide an environmental statement in respect of the development was sent to PINS (on behalf of the Secretary of State (the “SoS”)) on 19 August 2021. The EIA Scoping Report was then provided to PINS on 13 September 2021. The SoS subsequently</p>

³ Regulation 8 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (2017 EIA Regulations), or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 6 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2009 (2009 EIA Regulations)

		<p>adopted a Scoping Opinion (Application Document 8.4.6(a)) on 25 October 2021.</p> <p>The notification (and request for a Scoping Opinion) was made before the start of statutory consultation under section 42 of the 2008 Act, which commenced on 19 January 2022, and a section 46 notification letter was sent on 18 January 2022. A further section 46 notification letter was sent on 27 October 2022 prior to the commencement of Supplementary Statutory Consultation which began on 28 October 2022. Further detail is included in the Consultation Report (Application Document 6.1).</p>
5	<p>Have any Adequacy of Consultation Representations⁴ been received from ‘A’, ‘B’, ‘C’ and ‘D’ local authorities; and if so, do they confirm that the Applicant has complied with the duties under s42, s47 and s48?</p>	<p>The Applicant understands that adequacy of consultation representations will be requested by the Planning Inspectorate following submission of the Application. None have, to date, been received by the Applicant.</p>
<p>Section 42: Duty to consult</p>		
<p>Did the Applicant consult the applicable persons set out in s42 of the PA2008 about the proposed application?</p>		
6	<p>Section 42(1)(a) persons prescribed⁵?</p>	<p>Yes, the Applicant carried out two statutory consultations, details of which are set out below and throughout this checklist.</p> <ol style="list-style-type: none"> 1. Formal Statutory Consultation - 19 January 2022 to 23 February 2022. 2. Supplementary Statutory Consultation – 28 October 2022 to 27 November 2022. <p>Chapter 2 of the Consultation Report (Application Document 6.1) set out the approach to Formal Statutory Consultation and Supplementary Statutory Consultation with the prescribed consultees and compliance with legislation and</p>

⁴ Section 55(4) of the PA2008 provides that the Planning Inspectorate must have regard to the Consultation Report, and any Adequacy of Consultation Representations received

⁵ Statutory consultees set out in Schedule 1 of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (APFP Regulations)

		<p>associated guidance and details the consultation that was carried out in accordance with section 42.</p> <p>Table 4 of the Consultation Report (Application Document 6.2) contains the list of all parties consulted under section 42(1)(a). Appendices E and F of the Consultation Report Appendices (Application Document 6.2) include the letters sent to the prescribed consultees during the Formal Statutory Consultation and the Supplementary Statutory Consultation, which detailed the material available and set a deadline of 23 February 2022 (in respect of the Formal Statutory Consultation) and 27 November 2022 (in respect of the Supplementary Statutory Consultation) by which responses needed to be received. Both of these deadlines provided a period beyond the 28 day statutory minimum, starting with the day after receipt of the consultation documents.</p>
7	Section 42(1)(aa) the Marine Management Organisation ⁶ ?	<p>Yes.</p> <p>As stated in paragraph 2.37 of the Consultation Report (Application Document 6.1), the Applicant consulted the Marine Management Organisation (“MMO”) in the same way as the prescribed consultees.</p>
8	Section 42(1)(b) each local authority within s43 ⁷ ?	<p>Yes.</p> <p>Paragraphs 2.43 to 2.50 of the Consultation Report (Application Document 6.1) list the relevant local authorities that were identified and consulted under s.43 and s.42(1)(b) of the 2008 Act. These are:</p> <p>Category ‘B’ Authorities:</p> <ul style="list-style-type: none"> • North East Lincolnshire Council <p>Category ‘A’ Authorities:</p>

⁶ In any case where the Proposed Development would affect, or would be likely to affect, any of the areas specified in s42(2) of the PA2008

⁷ Definition of ‘local authority’ in s43(3) of the PA2008: The ‘B’ authority where the application land is in the authority’s area; the ‘A’ authority where any part of the boundary of A’s area is also a part of the boundary of B’s area; the ‘C’ authority (upper tier) where the application land is in that authority’s area; the ‘D’ authority (upper tier) where such an authority shares a boundary with a ‘C’ authority

		<ul style="list-style-type: none"> • North Lincolnshire Council; • West Lindsey District Council; • East Lindsey District Council; • Lincolnshire County Council; • Kingston-Upon-Hull City Council.
9	Section 42(1)(c) the Greater London Authority (if in Greater London area)?	Not Applicable.
10	Section 42(1)(d) each person in one or more of s44 categories ⁸ ?	<p>Yes.</p> <p>Paragraphs 2.52 to 2.57 of the Consultation Report (Application Document 6.1) set out how the Applicant identified persons with an interest in the land. Paragraphs 2.127 and 2.203 of the Consultation Report (Application Document 6.1) state that all persons identified under s.42(1)(d) of the 2008 Act were consulted during the statutory consultation phase (both during the Formal Statutory Consultation and Supplementary Statutory Consultation). Consultation Report Tables 5 and 6 (Application Document 6.2) lists those persons identified under s.42(1)(d).</p>
Section 45: Timetable for s42 consultation		
11	Did the Applicant notify s42 consultees of the deadline for receipt of consultation responses; and if so was the deadline notified by the Applicant 28 days or more starting with the day after receipt of the consultation documents?	<p>Yes. The Applicant notified all persons consulted pursuant to section 42 of the 2008 Act of the deadline for receipt of consultation responses.</p> <p>Letters and consultation documents were sent on 17 January 2021 with the section 42 consultation carried out between 19 January 2022 and 23 February 2022. The deadline for response was included in the letter and the section 48</p>

⁸ Category 1: owner, lessee, tenant or occupier of land; Category 2: person interested in the land or has power to sell and convey the land or to release the land; Category 3: persons who would or might be entitled to make a relevant claim. There is no requirement on the Planning Inspectorate to check the accuracy of the list(s) provided or whether the Applicant has made diligent inquiry

		notice. Accordingly, respondents had at least 28 full days to respond. Appendices E and F of the Consultation Report (Application Document 6.2) contain the section 42 letters.
Section 46: Duty to notify the Planning Inspectorate of proposed application		
12	Did the Applicant supply information to notify the Planning Inspectorate of the proposed application; and if so, was the information supplied to the Planning Inspectorate on or before the date it was sent to the s42 consultees? Was this done on or before commencing consultation under s42?	<p>Yes.</p> <p>The Applicant notified the Planning Inspectorate under s.46 of the 2008 Act on 18 January 2022 to provide formal notification of the commencement of the statutory consultation for the Application which was to commence on 19 January 2022. A further s.46 notification letter was sent on 27 October 2022 prior to commencement of the Supplementary Statutory Consultation on 28 October 2022. In accordance with s.46 of the 2008 Act, enclosed with the letters were copies of the information that was provided to consultees identified under s.42 of the 2008 Act.</p>
Section 47: Duty to consult local community		
13	Did the Applicant prepare a Statement of Community Consultation (SoCC) on how it intended to consult people living in the vicinity of the land?	<p>Yes.</p> <p>A Copy of the final SoCC for the statutory consultations is provided at Appendix A.5 of the Consultation Report (Application Document 6.2).</p>
14	Were 'B' and (where relevant) 'C' authorities consulted about the content of the SoCC; and if so, was the deadline for receipt of responses 28 days beginning with the day after the day that 'B' and (where applicable) 'C' authorities received the consultation documents?	<p>Yes.</p> <p>As detailed in paragraphs 2.12 to 2.24 of the Consultation Report (Application Document 6.1), the SoCC was prepared and formally issued to North East Lincolnshire Council (the relevant authority under s.43(1) of the 2008 Act) on 18 November 2021 with a request for comments to be provided within 28 days from 22 November 2021, ending on 19 December 2021.</p> <p>The Applicant also wrote to the following authorities on 18 November 2021 with a request for comments to be provided within 28 days from 22 November 2021, ending on 19 December 2021:</p>

		<ul style="list-style-type: none"> • North Lincolnshire Council; • Lincolnshire County Council; • West Lindsey District Council; • East Lindsey District Council; • East Riding of Yorkshire Council; and • City of Kingston Upon Hull. <p>Copies of the letters sent on 18 November 2021 are provided at Appendix A.1 to the Consultation Report (Application Document 6.2).</p> <p>The Applicant also wrote to North East Lincolnshire Council and the above authorities again on 25 October 2022, prior to undertaking the Supplementary Statutory Consultation, explaining that consultation was being undertaken using the same methods as set out in the SoCC, updated as necessary. Copies of the letter/emails sent on 25 October 2022 are provided at Appendix A.6 to the Consultation Report (Application Document 6.2).</p>
15	Has the Applicant had regard to any responses received when preparing the SoCC?	<p>Yes.</p> <p>As detailed in paragraphs 2.20 to 2.24 and Table 3 of the Consultation Report (Application Document 6.1), the Applicant received substantive comments from North East Lincolnshire Council on 15 December 2021. The Applicant subsequently adopted all of the recommendations made in the final SoCC. Confirmation was also received from North East Lincolnshire Council in respect of the Supplementary Statutory Consultation on 25 October 2022.</p>
16	Has the SoCC been made available for inspection in a way that is reasonably convenient for people living in the vicinity of the land; and has a notice been published in a newspaper	<p>Yes.</p> <p>As detailed in paragraphs 2.25 to 2.33 of the Consultation Report (Application Document 6.1), the section 47 notice was published in the local press circulating</p>

	circulating in the vicinity of the land which states where and when the SoCC can be inspected?	<p>in the vicinity of the Project site on Thursday 6 January 2022, in both the Scunthorpe Telegraph and Grimsby Telegraph, as prescribed by s.47(6) of the 2008 Act.</p> <p>The notice explained that the SoCC had been published by the Applicant on its dedicated webpage from 19 January 2021 and could be downloaded free of charge. The Applicant also offered to provide printed copies of the SoCC on request free of charge.</p> <p>A copy of the section 47 notice, as published, in the Scunthorpe Telegraph and Grimsby Telegraph are provided at Appendix B to the Consultation Report (Application Document 6.2).</p>
17	Does the SoCC set out whether the development is EIA development ⁹ ; and does it set out how the Applicant intends to publicise and consult on the Preliminary Environmental Information?	<p>Yes.</p> <p>A copy of the final SoCC is provided at Appendix A.5 to the Consultation Report (Application Document 6.2).</p> <p>The SoCC set out that the Project is EIA development and how the environmental assessment, potential environmental impacts and the environmental mitigation and enhancement measures would be contained within a Preliminary Environmental Information Report (on page 11). It also identifies the locations where that would be available and a link to the Project Website (on page 16).</p>
18	Has the Applicant carried out the consultation in accordance with the SoCC?	<p>Yes.</p> <p>Appendix A.8 to the Consultation Report (Application Document 6.2) sets out how the community consultation was carried out in line with the final SoCC.</p>
Section 48: Duty to publicise the proposed application		

⁹ Regulation 12 of the 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 10 of the 2009 EIA Regulations

19	Did the Applicant publicise the proposed application in the prescribed manner set out in Regulation 4(2) of the APFP Regulations?	<p>Yes.</p> <p>As detailed in paragraphs 2.117 to 2.124 of the Consultation Report (Application Document 6.1), a notice under s.48(1) of the 2008 Act was published in the manner prescribed by Regulations 4(2) and 4(3) of the APFP Regulations (as further detailed below).</p> <p>The notice published under s.48 of the 2008 Act gave the deadline of 23 February 2022 for responses (more than 28 clear days from the date when the notice was published).</p> <p>As detailed in paragraphs 2.193 to 2.200 of the Formal Consultation Report (Application Document 6.1), a notice under s.48(1) of the 2008 Act was also published in relation to the Second Statutory Consultation in the manner prescribed by Regulations 4(2) and 4(3) of the APFP Regulations (as further detailed below). The notice gave the deadline of 27 November 2022 for responses (more than 28 clear days from the date when the notice was published).</p>
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		Newspaper(s)	Date
a)	for at least two successive weeks in one or more local newspapers circulating in the vicinity in which the Proposed Development would be situated;	Scunthorpe Telegraph and the Grimsby Telegraph.	Statutory Consultation: 13 January 2022 and 20 January 2022 Second Statutory Consultation: 22 October 2022 (Grimsby Telegraph only)

			and 27 October 2022 (Grimsby Telegraph and Scunthorpe Telegraph)
b)	once in a national newspaper;	The Guardian.	20 January 2022 and 27 October 2022
c)	once in the London Gazette and, if land in Scotland is affected, the Edinburgh Gazette; and	The London Gazette.	19 January 2022 and 27 October 2022
d)	where the proposed application relates to offshore development – (i) once in Lloyds List; and (ii) once in an appropriate fishing trade journal?	Lloyd’s List and Fishing News.	20 January 2022 and 27 October 2022
20	Did the s48 notice include the required information set out in Regulation 4(3) of APFP Regulations?	Yes. Appendix C of the Consultation Report (Application Document 6.2) contains copies of the published newspaper notices. The published s.48 notices contain the required information as set out below. Please note that the first paragraph number below relates to the s.48 notices published as part of the Formal Statutory Consultation, whilst the second paragraph number relates to the s.48 notices published as part of the Supplementary Statutory Consultation.	
Information		Paragraph	
Information		Paragraph	

a)	the name and address of the Applicant.	1 and 1	b)	a statement that the Applicant intends to make an application for development consent to the Secretary of State	1 and 1
c)	a statement as to whether the application is EIA development	4 and 4	d)	a summary of the main proposals, specifying the location or route of the Proposed Development	2 and 2
e)	a statement that the documents, plans and maps showing the nature and location of the Proposed Development are available for inspection free of charge on a website maintained by or on behalf of the Applicant, including the address of the website; the place on the website where the documents, plans and maps may be inspected; and a telephone number which can be used to contact the Applicant for enquiries in relation to the documents, plans and maps	10 and 10	f)	the latest date on which those documents, plans and maps will be available for inspection on the website	10 and 10
g)	whether a charge will be made for copies of any of the documents, plans or maps and the amount of any charge	11 and 11	h)	details of how to respond to the publicity	12 and 12
i)	a deadline for receipt of those responses by the Applicant, being not less than 28 days following the date when the notice is last published	13 and 13			
21	Are there any observations in respect of the s48 notice provided above?				

22	Has a copy of the s48 notice been sent to the EIA consultation bodies and to any person notified to the Applicant in accordance with the EIA Regulations ¹⁰ ?	Yes. As stated in paragraph 5.27 of the Consultation Report (Application Document 6.1) and in accordance with Regulation 13 of the EIA Regulations, a s.48 notice was sent to the EIA consultation bodies.
s49: Duty to take account of responses to consultation and publicity		
23	Has the Applicant had regard to any relevant responses to the s42, s47 and s48 consultation?	Yes. Chapter [4] of the Consultation Report (Application Document 6.1) provides an overview of responses received from consultees under s.42, s.47 and s.48 of the 2008 Act, and detail how the Applicant has had regard to them. Appendix L to the Consultation Report (Application Document 6.2) details the regard to comments made throughout the consultation.
Guidance about pre-application procedure		
24	To what extent has the Applicant had regard to statutory guidance 'Planning Act 2008: Guidance on the pre-application process' ¹¹ ?	Paragraphs 2.7 to 2.9 of the Consultation Report (Application Document 6.1) state that the Applicant has undertaken a comprehensive consultation process which fully complies with the March 2015 DCLG guidance on the pre-application process, as well as the relevant advice from the Planning Inspectorate. Evidence for this is set out in Sections 3 and 4 of the Consultation Report (Application Document 6.1).
25	Summary: Section 55(3)(e)	
s55(3)(f) and s55(5A): The application (including accompaniments) achieves a satisfactory standard having regard to the extent to which it complies with section 37(3) (form and contents of application) and with any standards set under section 37(5) and follows any applicable guidance under section 37(4)		

¹⁰ Regulation 13 of the 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 11 of the 2009 EIA Regulations

¹¹ The Planning Inspectorate must have regard to the extent to which the Applicant has had regard to guidance issued under s50

26	<p>Is it made in the prescribed form as set out in Schedule 2 of the APFP Regulations, and does it include:</p> <ul style="list-style-type: none"> • a brief statement which explains why it falls within the remit of the Planning Inspectorate; and • a brief statement that clearly identifies the location of the application site, or the route if it is a linear scheme? 	<p>Yes.</p> <p>The Application has been made in the prescribed form and Section 4 of the Application Form (Application Document 1.2) explains why the IERRT Development falls within the remit of the Planning Inspectorate.</p> <p>Section 5 of the Application Form (Application Document 1.2) provides a brief non-technical description of the IERRT Development, including reference to the location, and Section 6 of the Application Form (Application Document 1.2) provides a brief statement that described the location of the IERRT Development.</p> <p>The location of the Project is shown on the Location Plan (Application Document 2.1) has been provided.</p>	
27	Is it accompanied by a Consultation Report?	<p>Yes.</p> <p>The Application is accompanied by a Consultation Report (Application Document 6.1) and Consultation Report Appendices (Application Document 6.2).</p>	
28	Where a plan comprises three or more separate sheets, has a key plan been provided showing the relationship between the different sheets? ¹²	<p>Yes.</p> <p>A key plan has been provided for each of Land Plans (including Crown Land) (Application Document 2.2), the Works Plans (Application Document 2.3) and the General Arrangement Plans (Application Document 2.5).</p>	
29	Is it accompanied by the documents and information set out in APFP Regulation 5(2)?	<p>Yes.</p> <p>The Application Index (Application Document 1.5) sets out a full list of the application documents, and makes reference to the relevant subparagraph in APFP Regulation 5(2) for each document.</p>	
Information Document		Information Document	

¹² Regulation 5(4) of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009

a)	Where applicable, the Environmental Statement required under the EIA Regulations ¹³ and any scoping or screening opinions or directions	<p>Yes.</p> <p>A copy of the Scoping Opinion adopted by the Secretary of State is provided at (Application Document 8.4.6(a)).</p> <p>The Environmental Statement Non-Technical Summary is provided at (Application Document 8.1).</p> <p>The Chapters which make up the Environmental Statement are provided at (Application Documents 8.2.1 to 8.2.21).</p> <p>The Figures to the Environmental Statement are provided at (Application Documents 8.3.1(a) to 8.3.16).</p> <p>The Appendices to the Environmental Statement are provided at (Application Documents 8.4.2(a) to 8.4.17(b)).</p>	b)	The draft Development Consent Order (DCO)	<p>Yes.</p> <p>The Application is accompanied by the Draft Development Consent Order at (Application Document 3.1) in the validated statutory instrument template.</p>
Is this of a satisfactory standard?			Is this of a satisfactory standard?		
c)	An Explanatory Memorandum explaining the purpose and effect of	<p>Yes.</p> <p>The Application is accompanied by the Explanatory Memorandum</p>	d)	Where applicable, a Book of Reference (where the application	Yes.

¹³ The 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, the 2009 EIA Regulations

e)	provisions in the draft DCO	to the Draft DCO is provided at (Application Document 3.2).	f)	involves any Compulsory Acquisition)	The Application is accompanied by the Book of Reference at (Application Document 4.1).
	Is this of a satisfactory standard?			Is this of a satisfactory standard?	
	A copy of any Flood Risk Assessment	Yes. The Application is accompanied by a Flood Risk Assessment at Appendix 11.1 to the Environmental Statement (Application Document 8.4.11).		A statement whether the proposal engages one or more of the matters set out in section 79(1) of the Environmental Protection Act 1990 (statutory nuisances) and if so how the Applicant proposes to mitigate or limit them	Yes. The Application is accompanied by a Statutory Nuisance Statement at (Application Document 5.2).
	Is this of a satisfactory standard?			Is this of a satisfactory standard?	
h)	A Statement of Reasons and a Funding Statement (where the application involves any Compulsory Acquisition)	Yes. The Application is accompanied by a Statement of Reasons at (Application Document 4.2) and a Funding Statement at (Application Document 4.3).	i)	A Land Plan identifying:- (i) the land required for, or affected by, the Proposed Development; (ii) where applicable, any land over which it is proposed to exercise powers of Compulsory Acquisition or any rights to use land;	Yes. The Application is accompanied by Land Plans including Crown Land at (Application Document 2.2). The Land Plans accord with Regulation 5(2)(i) of the APFP Regulations, identifying: (i) all interests in land that are required for or affected by the proposed IERRT Development;

			<ul style="list-style-type: none"> (iii) any land in relation to which it is proposed to extinguish easements, servitudes and other private rights; and (iv) any special category land and replacement land 	<ul style="list-style-type: none"> (ii) any land over which it is proposed to exercise powers of compulsory acquisition or rights to use land; (iii) any land in relation to which it is proposed to extinguish easements, servitudes or other private rights; and (iv) special category land and replacement land (of which there is none relevant to the proposed IERRT Development). <p>Plots and descriptions listed within the Book of Reference ((Application Document 4.1) are consistent with the plots shown on the Land Plans including Crown Land (Application Document 2.2).</p>
	Is this of a satisfactory standard?		Is this of a satisfactory standard?	
j)	<p>A Works Plan showing, in relation to existing features:-</p> <ul style="list-style-type: none"> (i) the proposed location or (for a linear scheme) the proposed route and 	<p>Yes.</p> <p>The Application is accompanied by Works Plans (Application Document 2.3). The Works Plans accord with Regulation 5(2)(j) of the APFP Regulations and show the proposed location of the</p>	k)	<p>Where applicable, a plan identifying any new or altered means of access, stopping up of streets or roads or any diversions, extinguishments or</p> <p>Yes.</p> <p>The Application is accompanied by General Arrangement Plans (Application Document 2.5) which identify proposed new and altered means of access in accordance with</p>

	alignment of the development and works; and (ii) the limits within which the development and works may be carried out and any limits of deviation provided for in the draft DCO	IERRT Development and the limits within which the works as detailed in Schedule 1 to the Draft Development Consent Order (Application Document 3.1) are proposed to be carried out.		creation of rights of way or public rights of navigation	Regulation 5(2)(k) of the APFP Regulations.
	Is this of a satisfactory standard?			Is this of a satisfactory standard?	
l)	Where applicable, a plan with accompanying information identifying:- (i) any statutory/ non-statutory sites or features of nature conservation eg sites of geological/ landscape importance; (ii) habitats of protected species, important habitats or other diversity features; and	Yes. The Application is accompanied by Nature Conservation Plans (Application Document 2.4). Further information relevant to Regulation 5(2)(l) is included in the relevant Chapters and Appendices of the Environmental Statement.	m)	Where applicable, a plan with accompanying information identifying any statutory/ non-statutory sites or features of the historic environment, (eg scheduled monuments, World Heritage sites, listed buildings, archaeological sites and registered battlefields) together with an assessment of any effects on such sites, features or structures likely to be caused by the Proposed Development	Not Applicable. Information relevant to Regulation 5(2)(m) is included in the relevant Chapters and Appendices of the Environmental Statement.

<p>(iii) water bodies in a river basin management plan, together with an assessment of any effects on such sites, features, habitats or bodies likely to be caused by the Proposed Development</p>			
<p>Is this of a satisfactory standard?</p>		<p>Is this of a satisfactory standard?</p>	
<p>n) Where applicable, a plan with any accompanying information identifying any Crown land</p>	<p>Yes. The Application is accompanied by Land Plans including Crown Land at (Application Document 2.2).</p>	<p>o) Any other plans, drawings and sections necessary to describe the development consent proposal showing details of design, external appearance, and the preferred layout of buildings/ structures, drainage, surface water management, means of vehicular and pedestrian access, any car parking and landscaping</p>	<p>Yes. The Application is accompanied by: General Arrangement Plans at (Application Document 2.5); Engineering Sections, Drawings and Plans at (Application Document 2.6); Drainage Plan at (Application Document 2.7); Lighting Plan at (Application Document 2.8).</p>
<p>Is this of a satisfactory standard?</p>		<p>Are they of a satisfactory standard?</p>	

p)	Any of the documents prescribed by Regulation 6 of the APFP Regulations:	Yes. The Application is accompanied by a Harbour Statement which forms part of the Planning Statement (incorporating Harbour Statement) at (Application Document 5.1)	q)	Any other documents considered necessary to support the application	Yes. The Application is accompanied by: (i) Guide to the DCO Application (Application Document 1.4); (ii) Consents and Agreements Statement (Application Document 9.1); (iii) Construction Environmental Management Plan (CEMP) (Application Document 9.2); (iv) Woodland Enhancement Plan (WEMP) (Application Document 9.4); (v) MMO Results Template – Sediment Analysis (Application Document 9.5); and (vi) Schedule of Mitigation (Application Document 9.7).
	Are they of a satisfactory standard?			Are they of a satisfactory standard?	
30	Are there any observations in respect of the documents provided at Box 29 (a) to (q) above?				
31	Is the application accompanied by a report identifying any European site(s) to which	Yes.			

	Regulation 48 of The Conservation (Natural Habitats, &c.) Regulations 1994 applies; or any Ramsar site(s), which may be affected by the Proposed Development, together with sufficient information that will enable the Secretary of State to make an appropriate assessment of the implications for the site if required by Regulation 48(1)? ¹⁴	A Habitats Regulations Assessment report is provided at (Document Reference 9.6). This report identifies relevant European and Ramsar sites and the likely effects on those sites. It is considered that the information provided in the report is adequate for acceptance.
32	If requested by the Planning Inspectorate, two paper copies of the application form and other supporting documents and plans ¹⁵	Not applicable. The Planning Inspectorate did not request two paper copies of the application form and other supporting documents and plans.
33	Has the Applicant had regard to statutory guidance 'Planning Act 2008: Application form guidance', and has this regard led to the application being prepared to a standard that the Planning Inspectorate considers satisfactory?	The statutory guidance 'Planning Act 2008: Application form guidance' has been used to prepare the application form. The Applicant believes that the Application has been prepared to the standards that the Planning Inspectorate considers satisfactory.
34	Summary - s55(3)(f) and s55(5A)	
The Infrastructure Planning (Fees) Regulations 2010 (as amended)		
Fees to accompany an application		
35	Was the fee paid at the same time that the application was made ¹⁶ ?	The initial Application Fee of £7,488 was paid on 7 February 2023.

¹⁴ Regulation 5(2)(g) of the APFP Regulations

¹⁵ Regulation 5(2)(r) of the APFP Regulations

¹⁶ The Planning Inspectorate must charge the Applicant a fee in respect of the decision by the Planning Inspectorate under section 55 of the PA2008. If the Applicant fails to pay the fee, the Planning Inspectorate need not consider the application until payment is received. The fee must be paid at the same time that the application is made

Role	Electronic signature	Date
Case Manager		
Acceptance Inspector		