

IMMINGHAM EASTERN RO-RO TERMINAL



Protective Provisions Tracker

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Document Information

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Contents

| | |
|---|----------|
| 1. Introduction: | 4 |
| 2. Protective Provision Position | 5 |

1. Introduction

- 1.1 This tracker document is being provided pursuant to Question DCO1.23 from the Examining Authority (the 'ExA') for the Immingham Eastern Ro-Ro Terminal ('IERRT') Development Consent Order ('DCO') examination ('the Examination'). The ExA requires Associated British Ports as the applicant ('the Applicant') to prepare and submit an update as to the negotiation status of the Protective Provisions in the draft DCO at every deadline in the Examination timetable.

- 1.2 This document is intended to capture the progress in a single table which can then be used to track the completion of the Protective Provisions. This is intended as a live document which will be updated when updates or revisions to the Protective Provisions, and submitted at each Examination deadline as requested by the ExA.

2. Protective Provision Position

2.1 Table 1 below captures the Applicant's position on each party's Protective Provision, indicating whether a draft has been submitted to the Interested Party or is awaiting a response and providing an update as to whether any progress has been made in finalising the draft.

Table 1 – Status of Protective Provisions in draft DCO

| Interested Party | Position at Deadline 1 | Position at Deadline 2 | Position at Deadline 3 | Position at Deadline 4 | Position at Deadline 5 |
|--|--|-------------------------------|-------------------------------|-------------------------------|-------------------------------|
| Statutory Conservancy and Navigation Authority for the River Humber | Positive discussions with late stage draft to be shared with the Statutory Conservancy and Navigation Authority. | | | | |
| Environment Agency | Positive discussions with late stage draft to be shared with the Environment Agency. | | | | |
| Exolum | Draft Protective Provisions issued to Exolum. At the time of writing, the Applicant is awaiting a response. | | | | |
| Humber Oil Terminal Trustees Limited | Applicant is in receipt of an updated draft from HOTT. Significant differences between the parties to be | | | | |

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|------------------------------|---|--|--|--|--|
| | discussed when HOTT's full case has been submitted to the Examination. | | | | |
| Northern Powergrid | Applicant is in receipt of an updated draft from Northern Powergrid, which the Applicant is reviewing. | | | | |
| Anglian Water | Positive discussions, with late stage draft circulated to Anglian Water. | | | | |
| DB Cargo (UK) Limited | Awaiting completion of an alternative access agreement, following which the Applicant considers that these protective provisions will no longer be needed. | | | | |
| Network Rail | Awaiting (i) completion of an alternative access agreement with Network Rail and DB Cargo, and (ii) publication of scheme changes in order to progress draft further. | | | | |

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|--|---|--|--|--|--|
| North East Lincolnshire Council as Lead Local Flood Authority | Positive discussions with late stage draft to be shared with the Council. | | | | |
| Cadent Gas Limited | Cadent returned the draft to the Applicant with further comments immediately prior to Deadline 1. | | | | |
| Operators of Electronic Communications Code Networks | Positive discussions with late stage draft to be shared with the Operators. | | | | |
| CLdN | Applicant awaiting a first draft from CLdN. | | | | |
| DFDS | Applicant awaiting a first draft from CLdN. | | | | |

| Interested Party | Position at Deadline 6 | Position at Deadline 7 | Position at Deadline 8 |
|--|-------------------------------|-------------------------------|-------------------------------|
| Statutory Conservancy and Navigation Authority for the River Humber | | | |
| Environment Agency | | | |
| Exolum | | | |
| Humber Oil Terminal Trustees Limited | | | |
| Northern Powergrid | | | |
| Anglian Water | | | |
| DB Cargo (UK) Limited | | | |
| Network Rail | | | |
| North East Lincolnshire Council as Lead Local Flood Authority | | | |
| Cadent Gas Limited | | | |
| Operators of Electronic Communications Code Networks | | | |
| CLdN | | | |
| FDS | | | |