

IMMINGHAM EASTERN RO-RO TERMINAL



Principal Areas of Disagreement Tracker

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1. Introduction

- 1.1 This tracker document is being provided in connection with the procedural decision dated 26 May 2023 made by the Examining Authority (the 'ExA') for the Immingham Eastern Ro-Ro Terminal ('IERRT') Development Consent Order ('DCO') examination ('the Examination'). This procedural decision required that certain interested parties in the Application submit Principal Areas of Disagreement ('PAD') summary statements to the examination by Procedural Deadline A on 6 July 2023. The ExA also required Associated British Ports as the applicant ('the Applicant') to prepare and submit a PAD tracker document in order to provide a record of how PADs have or have not been addressed during the course of the Examination.
- 1.2 This document is intended to capture all of the PAD summary statements submitted to the Examination in a single table which can then be used to track the closure of the PADs through the Examination. This is intended as a live document which will be updated when updates or revisions to PAD summary statements are made, or when new documents are submitted to the Planning Inspectorate.
- 1.3 It is intended that revised versions of this document will be submitted for each examination deadline, each setting out which PADs have or have not been addressed by the relevant deadline.

2. Principal Areas of Disagreement Summary Position

Table 1 below captures the Applicant's understanding of each party's PAD summary position, indicating whether the Applicant agrees with its content and providing an update as to whether any progress has been made in resolving or narrowing the relevant PAD.

The Applicant notes that the following interested parties have not yet submitted a PAD summary statement to the Examination:

- Able Humberside Ports Limited
- Anglian Water Services Limited
- Health and Safety Executive
- Historic England
- Lincolnshire Wildlife Trust
- Maritime and Coastguard Agency
- National Highways
- Natural England
- North Lincolnshire Council
- Trinity House

Should additional submissions be made during the course of the Examination, the Applicant will update Table 1 as necessary.

Table 1

| Interested Party | Position at Deadline 1 | Position at Deadline 2 | Position at Deadline 3 | Position at Deadline 4 | Position at Deadline 5 |
|-------------------------|---|---|--|--|-------------------------------|
| APT | PADS noted and awaiting APT's written representations. Applicant will provide a response at D3. | PADS noted and awaiting APT's written representations. Applicant will provide a response at D3. | The Applicant has now received what it assumes is APT's full case at D2. The Applicant's responses to these written representations are submitted at D3 with further submissions to be made as necessary. The Applicant awaits APT's comments at D4. | The Applicant is awaiting the outcome of the without prejudice negotiations currently taking place with APT. | |
| Cadent | Discussions on protective provisions ongoing, which | Discussions on protective provisions ongoing, which | Discussions on protective provisions ongoing, which | Discussions on protective provisions ongoing. The | |

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|-------------|--|--|--|--|--|
| | should resolve issues raised by Cadent in its PADS. | should resolve issues raised by Cadent in its PADS. The parties intend to meet to discuss outstanding items. | should resolve issues raised by Cadent in its updated PADS document submitted at D2. The parties intend to meet to discuss outstanding items. | parties intend to meet for a second time to discuss outstanding items and resolve outstanding issues. | |
| CLdN | PADS noted and awaiting CLdN's written representations. Applicant will provide a response at D3. | PADS noted and awaiting CLdN's written representations. Applicant will provide a response at D3. | The Applicant has now received what it assumes is CLdN's full case at D2, including an updated PADS document. The Applicant's responses to these written representations are submitted at D3 with further submissions to be made as necessary. The Applicant awaits CLdN's | The Applicant awaits CLdN's D4 submissions setting out its case as made at ISH3 and ISH4, following which it shall provide further comments. | |

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| | | | comments at D4. | | |
| DFDS Seaways | PADS noted and awaiting DFDS' written representations. Applicant will provide a response at D3. | PADS noted and awaiting DFDS' written representations. Applicant will provide a response at D3. | The Applicant has now received what it assumes is DFDS's full case at D2. The Applicant's responses to these written representations are submitted at D3 with further submissions to be made as necessary. The Applicant awaits DFDS's comments at D4. | The Applicant awaits DFDS's D4 submissions setting out its case as made at ISH3 and ISH4, following which it shall provide further comments. | |
| Environment Agency | ABP issued response 21 July. EA issued response 4 August. Discussions continue. | Positive discussions have been ongoing and the Applicant expects that the EA will provide a written update in its written representations provided at D2. | The Applicant understands item 3 in the EA's PADSS [PDA-010] to now be resolved – see paragraph 1.5 of [REP2-013] . The Applicant | Positive discussions continue, but the Applicant understands that most, if not all, of the EA's PADS have now been resolved. | |

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| | | The Applicant will provide a response in D3 as necessary. | will continue to engage with the EA to resolve the outstanding items identified in its PADSS. | | |
| Marine Management Organisation | Positive discussions are ongoing as between the MMO and the Applicant. MMO is confident that issues will be resolved during Examination. | Positive discussions are ongoing as between the MMO and the Applicant. MMO is confident that issues will be resolved during Examination. | Positive discussions are ongoing as between the MMO and the Applicant. The Applicant notes that the MMO is confident that issues will be resolved during Examination. | Positive discussions are ongoing as between the MMO and the Applicant, with a further meeting being arranged for after D4. The Applicant notes that the MMO is confident that issues will be resolved during Examination. | |
| North East Lincolnshire Council | Positive discussions are ongoing as between NELC and the Applicant to resolve the issues in NELC's PADS. | Positive discussions are ongoing as between NELC and the Applicant to resolve the issues in NELC's PADS. | Positive discussions are ongoing as between NELC and the Applicant to resolve the issues in NELC's PADS. | Positive discussions are ongoing as between NELC and the Applicant to resolve the issues in NELC's PADS. | |