

IMMINGHAM EASTERN RO-RO TERMINAL



Cover Letter to PINS regarding the Applicant's Deadline 5 Submissions

Document 10.2.44

APFP Regulations 2009 – Regulation 5(2)(q)

PINS Reference – TR030007

October 2023

Document Information

Document Information	
Project	Immingham Eastern Ro-Ro Terminal
Document title	Cover Letter to PINS regarding the Applicant's Deadline 5 Submissions
Commissioned by	Associated British Ports
Document ref	10.2.44
APFP Reg 2009	Regulation 5(2)(q)
Prepared by	ABP Project Team

Date	Version	Revision Details
10/2023	01 – Deadline 5	Submitted at Deadline 5

Ms Robbins
The Planning Inspectorate
National Infrastructure
C Eagle Wing
Temple Quay House
2 The Square
Temple Quay
Bristol
BS1 6PN

DX: 160030 Lime Street 5
www.clydeco.com

brian.greenwood@clydeco.com

Attn Lily Robbins

Our Ref
10276966

Your Ref
TR030007

Date
23 October 2023

Dear Ms Robbins

Immingham Eastern Ro-Ro Terminal (TR030007) Deadline 5 Submission

We write on behalf of the Applicant, Associated British Ports, in respect of the above. Further to the Examination Timetable set out at Annex A of the Rule 8 letter dated 2 August 2023 **[PD-009]**, we are today submitting the documents set out in the table below as required for Deadline 5.

<u>Document Title</u>	<u>Document Reference</u>
Guide to the DCO Application V6 (Clean)	1.4
Guide to the DCO Application V6 (Tracked)	1.4
Draft Development Consent Order V4 (Clean)	3.1
Draft Development Consent Order V4 (Tracked)	3.1
Explanatory Memorandum V3 (Clean)	3.2
Explanatory Memorandum V3 (Tracked)	3.2
Confirmation from the MCA that no SoCG is required	7.1
Statement of Common Ground between Associated British Ports and National Highways	7.2
Statement of Common Ground between Associated British Ports and North Lincolnshire Council	7.3
Draft Statement of Common Ground between Associated British Ports and Historic England	7.4

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Draft Statement of Common Ground between Associated British Ports and Able Humber Ports Limited	7.5
Draft Statement of Common Ground between Associated British Ports and CLdN Ports Killingholme Limited	7.6
Draft Statement of Common Ground between Associated British Ports and DFDS Seaways Plc	7.7
Draft Statement of Common Ground between Associated British Ports and The Marine Management Organisation	7.8
Draft Statement of Common Ground between Associated British Ports and Natural England	7.9
Draft Traffic and Transport Statement of Common Ground between Associated British Ports, CLdN Ports Killingholme Limited and DFDS Seaways Plc.	7.10
Construction Environmental Management Plan (CEMP) V3 (Clean)	9.2
Construction Environmental Management Plan (CEMP) V3 (Tracked)	9.2
Habitats Regulations Assessment V2 (Clean)	9.6
Habitats Regulations Assessment V2 (Tracked)	9.6
Statement of Common Ground Tracker V5	10.2.9
Principal Areas of Disagreement Tracker V5	10.2.10
Protective Provisions Tracker V5	10.2.11
Applicant's Issue Specific Hearing 3 Action Points for Deadline 5	10.2.45
Applicant's Issue Specific Hearing 3 Action Points for Deadline 5 – Appendix 1 – Proposed details of additional stakeholder demonstrations correspondence with CLdN, Stena, Humber Harbour Master, IOT and DFDS	10.2.45.1
Applicant's Issue Specific Hearing 3 Action Points for Deadline 5 – Appendix 2 - DTA Report 23325-27 including Annexes A-C	10.2.45.2
Applicant's Issue Specific Hearing 3 Action Points for Deadline 5 – Appendix 2 - DTA Report 23325-27 Annex D	10.2.45.3
Applicant's Issue Specific Hearing 3 Action Points for Deadline 5 – Appendix - DTA Report 23325-27 Annex E	10.2.45.4
Applicant's Issue Specific Hearing 4 Action Points for Deadline 5	10.2.46
Applicant's Response to ExQ2 Submissions by IPs	10.2.47
Applicant's Response to CLdN's Deadline 4 Submissions	10.2.48
Applicant's Response to IOT Operators' Deadline 4 Submissions	10.2.49
Applicant's Response to DFDS's Deadline 4 Submissions	10.2.50

The Applicant has submitted completed Statements of Common Ground ('SoCGs') with North Lincolnshire Council and National Highways, as well as receiving confirmation from the Maritime and Coastguard Agency that no SoCG is required.

In addition to these completed SoCGs, and in recognition that the ExA had requested that all SoCGs be finalised and submitted to the Examination for Deadline 5, where it has not yet been possible to agree SoCGs as discussions remain ongoing (and where the Applicant believes that it will assist the ExA), the Applicant has also submitted draft SoCG documents. Whilst not finally agreed or signed, they demonstrate the progress that is being made between the Applicant and various stakeholders. In addition, the SoCG Tracker document submitted at Deadline 5 sets out the position with each party.

Where drafts are not in a form which the Applicant believes will assist the ExA, these have not been submitted (and the Applicant would refer the ExA to the SoCG Tracker document for an explanation as to the position). The Applicant can provide further drafts, however, should the ExA require.

Response to IOT Operators' Additional Navigational Risk Assessment ('the IOT NRA')

At Deadline 4, the Applicant withheld providing a response to the IOT NRA [REP2-064] in light of ongoing negotiations between the Applicant and the IOT Operators. The Applicant continues to reserve the right to respond to this at a later deadline, if required.

Response to DFDS's Additional Navigational Risk Assessment ('the DFDS NRA')

Although the Applicant had originally intended to provide a review to the DFDS NRA [REP2-043] at Deadline 5, it has decided that it would be more appropriate to wait until the end of the consultation period on its change notification as submitted to the Examining Authority on 19 October 2023, in order to incorporate any comments in respect of navigation matters received from DFDS on the proposed changes.

ISH3 Action Point 18 - Navigation Simulation Report Due at Deadline 6

In response to Action Points 17 and 18 of Issue Specific Hearing 3, the Applicant has arranged for two days of Stakeholder Simulations at HR Wallingford on 7 and 8 November 2023 (with the dates dictated by simulator availability). The Applicant notes that ISH3 Action Point 18 requires the Applicant to submit a report on the additional simulations no later than Deadline 6 (13 November 2023). Noting the very short time period between the simulations taking place and Deadline 6, the Applicant would like to warn the ExA that it may not be possible to submit a report on the Simulations prior to Deadline 6. The Applicant will, however, endeavour to submit a report as soon as possible following the simulations and will provide, in the very least, an update at Deadline 6.

If you have any questions arising from the information above, please do not hesitate to contact us at brian.greenwood@clydeco.com or rajpreet.uppal@clydeco.com.

Yours sincerely



Brian Greenwood
Clyde & Co LLP