

APPLICATION BY ASSOCIATED BRITISH PORTS FOR AN ORDER GRANTING DEVELOPMENT CONSENT FOR THE PROPOSED IMMINGHAM EASTERN RO-RO TERMINAL

Issue Specific Hearing 5 (ISH5)

Date: Tuesday 21 November and Wednesday 22 November 2023

Venue: Stallingborough Grange Hotel and MS Teams

Action Points

No	Party	Action	Not later than Deadline
Navigation and Shipping			
1	DFDS	Provide further data relating to the passage of Britannia Seaways into Immingham Lock observed during course of Accompanied Site Inspection on 26 September 2023 – wind and current speeds in both m/s and knots, wind direction and time spent stemming.	Deadline 7 (D7)
2	Applicant	Submit notes of project governance meetings held in October 2022, including details of the inputs on costs and benefits for the potential controls that were being considered and conclusions drawn.	D7
3	Applicant	Review and resubmit sections 9.7 and 9.8 of the NRA [APP-089], and review NRA and update accordingly to address how baseline NRA for Port of Immingham has been factored into the assessment.	D7
4	Applicant	Add as annexes to the NRA (to be submitted with AP3 above) the following documents: <ul style="list-style-type: none"> • The Harbour Authority and Safety Board (HASB) December 2022 meeting minutes; • The briefing paper/report prepared for the HASB meeting in December 2022; and • the Applicant's responses to IOT Operators' and DFDS' NRAs. 	D7

No	Party	Action	Not later than Deadline
5	Applicant, DFDS and IOT Operators	<p>Provide, with commentary including temporal and spatial information, graphic representations of the arrival and departure of vessels throughout a day with challenging met-ocean conditions for:</p> <ul style="list-style-type: none"> the existing Port of Immingham; and the existing port plus projected vessel movements to and from the Proposed Development. <p>DFDS: Make available to the Applicant data on scheduled services for the Inner Dock (with lock usage information) and the Outer Harbour, with AIS tracks of vessel movements.</p> <p>IOT Operators: Make available data on vessel movement to and from the IOT, to assist the Applicant's preparation of the graphic representations.</p>	D7
6	Applicant and HMH	<p>In connection with the construction and operation of the Proposed Development, submit a note explaining precisely which duties or functions (including issuing of consents) would be discharged respectively by the HMH and the Applicant/undertaker (including the Dock Master), detailing any division of responsibilities that there might be in practice and what consultations might be necessary between the HMH and the Applicant/undertaker. The submitted note should identify the legislation applicable to the discharging of the respective duties and functions.</p>	D7
7	Applicant	<p>Fulfil Action Point 16 from ISH3 and submit the reports of the November 2021 simulations relating to the now-abandoned four berth scheme design.</p>	D7
8	Applicant and Stena Line	<p>Comment on:</p> <ul style="list-style-type: none"> How long it is expected it would take to design, build and commission the "Design Vessel". What the maximum unit capacity is for a Stena T class vessel. What the maximum capacity of freight units would be for the proposed "Design Vessel". 	D7
9	Applicant	<p>Obtain information from tug operators about the likely timescales for expanding the tug fleet both in the short and longer terms, including how long it takes to design, build and commission new tugs.</p>	D7

No	Party	Action	Not later than Deadline
10	Applicant	Respond in writing to letters provided by IOT Operators in [REP6-046], notably on comments on change 1 and change 4 – on changes to pipework and MLAs, IPM, impact speed. That response should be provided to the IOT Operators urgently and submitted as an Examination document not later than D7.	D7
11	IOT Operators	Give examples of any instances when IOT Operators have found it difficult to operate the IOT because of the operation of other parts of the Port of Immingham.	D7
12	Applicant	Clarify whether risks to the operation of the IOT (as distinct from allision) was considered prior to the navigational simulations undertaken in November 2022.	D7
13	DFDS	Make available details of simulations undertaken in connection with the change of vessel type for Immingham Outer Harbour, to the extent that those details remain available.	D7
14	CLdN	Ensure post-ISH5 submission includes details of: <ul style="list-style-type: none"> • The largest Ro-Ro vessels currently using the Port of Killingholme and how that vessel type compares with the “Jinling” vessel type. • What the two highest risks assessed for berthing and unberthing the largest vessel at the Port of Killingholme are. • What risk controls are applied at Killingholme for those highest risks. 	D7
15	Applicant	For the simulations undertaken in November 2023, use best endeavours to share report during the week of 27 November, together with the parameters used to inform the simulations. These are to be provided to the IOT operators in advance of D7 to enable comment.	As soon as possible and not later than D7
16	Applicant IOT Operators	Submit the results of the tidal modelling update which takes account of the new pontoon arrangements. To be provided as joint note with IOT Operators to the extent possible. (The results and a draft note will need to be available of IOT Operators in advance of D7 to enable it to comment.)	As soon as possible and not later than D7
17	Applicant	Submit explanation why a 'Senior Safety Workshop' and 'commercial workshop' referenced by DFDS in [REP2-039, paragraph 15] were cancelled by the Applicant and were not rescheduled.	D7

No	Party	Action	Not later than Deadline
18	Harbour Master	Submit copy of the Lake Lothing NSIP made DCO plus a note of the operational controls in the Lake Lothing Crossing DCO that are relevant for IERRT.	D7 (Already actioned)
19	Applicant	Submit copy of the Tilbury 2 and Able NSIP made DCOs.	D7 (Already actioned)
20	Applicant	Share documentation for the proposed Change Request as soon as possible with CLdN, DFDS, IOT and HMH.	As soon as possible and not later than D7
Onshore Transportation			
21	Applicant	Applicant to provide inputs for updated terminal capacity modelling to DFDS.	As soon as possible
22	DFDS	Undertake an update to DFDS terminal capacity modelling using inputs provided by Applicant and submit results as an Examination document.	D7
23	Stena Line	Provide note explaining the general operational management for the Proposed Development, including an explanation of unloading/loading procedures.	D7
24	Applicant	Explain why sequential construction and operation would be the worst-case ES scenario.	D7
25	Applicant	Give consideration to producing and submitting an operational freight management plan, including how any such plan could promote routing towards East Gate.	D7
26	Applicant	Update [REP5-028], including sensitivity testing and to reflect any updated position(s) agreed with highway authorities.	D7
27	Applicant	Consider which of an updated Transport Assessment (TA) or a TA Addendum would be more appropriate to supersede incorrect information, address updates and points of clarification and submit the relevant document.	D7
28	DFDS	Submit a junction sensitivity note identifying what mitigation would potentially be needed at A1173/Kiln Lane roundabout; A1173/SHIP roundabout; A160/Manby Road roundabout; Habrough Road roundabout; and A160/A180 roundabout.	D7

No	Party	Action	Not later than Deadline
29	DFDS	In connection with the preceding action point: 1) Make available to the Applicant drawings showing any identified junction mitigation works as soon as possible after the close of ISH5. 2) The previously mentioned drawings to be submitted as an Examination document(s) at D7.	As soon as possible after close of ISH5 (1) and D7 (2)
30	Applicant	The outcome of the discussions between DFDS and the Applicant regarding potential junction mitigations measures to be discussed with North East Lincolnshire Council, North Lincolnshire Council and National Highways.	As soon as possible after close of ISH5
31	Applicant	Seek to agree updated SoCGs with highways authorities to take account of updated REP5-028 and sensitivity testing and any required mitigation/ contributions.	D7
Any Other Business Actions			
32	Applicant	Consider whether relevant parts of the Market Forecast Study [APP-079] need to be updated in relation to its comments on CLdN's facilities at Killingholme.	D7
33	Applicant	Submit a more comprehensive cumulative/in-combination effects assessment for the proposed Immingham Green Energy Terminal and similarly undertake a cumulative/in-combination effects assessment for the recently accepted Viking Carbon Capture and Storage Pipeline NSIP application.	D7