

IMMINGHAM EASTERN RO-RO TERMINAL



Statement of Commonality for the matters included in the SoCGs

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1. Introduction

- 1.1 This Statement of Commonality for the matters included in the Statements of Common Ground (this “Statement of Commonality”) has been provided in connection with an application that has been submitted to the Secretary of State for Transport by Associated British Ports (“ABP”) under the provisions of section 37 of the Planning Act 2008 (“PA 2008”) for a Development Consent Order.
- 1.2 ABP is seeking development consent for the construction and operation of the Immingham Eastern Ro-Ro Terminal Development (“IERRT”). This will comprise a new three berth Ro-Ro facility, with hinterland cargo storage, at the Port of Immingham, which is owned and operated by ABP.
- 1.3 This Statement of Commonality has been prepared in accordance with the Examining Authority’s (“the ExA”) Procedural Decision made under Rule 8 of the Infrastructure Planning (Examination Procedure) Rules 2010 dated 2 August 2023 [PD-009], which requires ABP as the Applicant to submit an updated Statement of Commonality for the matters included in the Statements of Common Ground from the Applicant at Deadline 7 (Monday 11 November 2023).

2. Purpose of the Statement of Commonality

- 2.1 The purpose of the Statements of Common Ground (“SoCGs”) is to identify and summarise any agreement, disagreement or matters outstanding between the Applicant and the various Parties prescribed by the ExA in its Procedural Decision dated 26 May 2023 [PD-009], so as to assist the ExA in its consideration of the Application.

- 2.2 Where possible, the Applicant has submitted final agreed versions of the SoCGs at Deadlines 5 and 6. Where this has not been possible, the Applicant has submitted draft SoCGs, and recorded the latest position with the relevant Interest Party in the Statement of Common Ground Tracker submitted at Deadline 7.

- 2.3 The purpose of this Statement of Commonality is to provide the ExA with the positions reached between the Applicant and relevant Interested Party as recorded within the SoCGs.

3. Structure of the Statement of Commonality

- 3.1 Section 1 of this Statement of Commonality is designed to act as a general introduction to the IERRT project and to the parties concerned.
- 3.2 Section 2 of this Statement of Commonality summarises the purpose of the SoCGs and this Statement of Commonality.
- 3.3 This Section 3 of this Statement of Commonality describes the structure of this document.
- 3.4 Section 4 of this Statement of Commonality lists the SoCGs which were prescribed in the ExA's Procedural Decision dated 26 May 2023 [PD-005] and which have subsequently been prepared. Section 4 also summarises the position of each SoCG as at Deadline 7.
- 3.5 Section 5 of this Statement of Commonality provides a summary of the principal issues covered in the SoCGs and demonstrates where there is commonality in the topics or matters.

4. Statements of Common Ground with Latest Position

- 4.1 The ExA's Procedural Decision dated 26 May 2023 [PD-005] required that ABP and the Interested Parties listed in that letter should prepare SoCGs which, as a minimum, included the topics identified.
- 4.2 A list of the Interested Parties which the 26 May 2023 Procedural Decision identified is included in Table 1, along with a summary of the position of each SoCG as at Deadline 7.
- 4.3 During the Course of the Examination, the ExA requested that two further SoCGs be prepared. The first of these is a Terrestrial Traffic and Transport SoCG between ABP, CLdN Ports (Killingholme) Limited and DFDS Seaways Plc, and the second is a Dwell Times SoCG between ABP, Stena Line, CLdN Ports (Killingholme) Limited and DFDS Seaways Plc. These additional SoCGs have also been included in this Statement of Commonality.

Table 1 List of SoCGs with Summary of the Deadline 7 Position

Interested Party	Summary of Position
ABLE Humber Ports Limited ("ABLE")	Updated draft SOCG sent to ABLE at Deadline 5. The Applicant is awaiting further comments. The latest draft SOCG was submitted at Deadline 5 [REP5-012] .
Anglian Water Services Limited ("Anglian Water")	The Applicant has received no further comments from Anglian Water. The latest draft SoCG was submitted at Deadline 6 [REP6-012] .
Associated Petroleum Terminals (Immingham) Limited and Humber Oil Terminal Trustees Limited ("IOT Operators")	APT provided a mark-up of the SoCG on 4 December 2023. That document is being submitted at Deadline 7.
Cadent Gas Limited ("Cadent")	Signed and agreed SoCG submitted as Application Document 7.13.

CLdN Ports (Killingholme) Limited ("CLdN")	Signed and agreed SoCG submitted as Application Document 7.6.
Corporation of Trinity House of Deptford Strond ("Trinity House")	Signed and agreed SoCG submitted as Application Document 7.18.
DFDS Seaways Plc ("DFDS")	DFDS provided further comments on the SoCG on 8 December 2023. The Applicant has asked for DFDS to review these amendments, some of which appear to mischaracterise submissions by the Harbour Master at ISH5. The Applicant looks forward to receiving a further revised draft from DFDS in due course.
Dwell Times	Signed and agreed SoCG submitted as Application Document 7.20.
Environment Agency ("EA")	The ExA has confirmed that no SoCG is required between ABP and the EA.
Health and Safety Executive ("HSE")	The Applicant has received no further comments from HSE. The latest draft SoCG was submitted at Deadline 6 [REP6-015] .
Historic England ("HE")	Signed and agreed SoCG submitted as Application Document 7.18.
Lincolnshire Wildlife Trust ("LWT")	The Applicant received comments on the draft SoCG in the form of a letter on 11 December 2023, which the Applicant will consider following Deadline 7.
Marine Management Organisation ('MMO')	SoCG agreed and awaiting signing by the MMO. Agreed (but unsigned) version submitted as Application Document 7.8.
Maritime and Coastguard Agency ("MCA")	Signed and agreed SoCG submitted as Application Document 7.1.
National Highways ("NH")	The Applicant has contacted National Highways in light of ISH5 Action Point 31 and is awaiting comments.
Natural England ("NE")	Signed and agreed SoCG submitted as Application Document 7.9.
Network Rail Infrastructure Limited ("NR")	Signed and agreed SoCG submitted as Application Document 7.17.
North East Lincolnshire Council ("NELC")	In light of ISH5 Action Point 31, an updated SoCG has been agreed between the parties and is awaiting signature. The agreed (but unsigned) version has been submitted at Deadline 7.

	Agreed (but unsigned) version submitted as Application Document 7.19 and a completed version will be submitted into the Examination as soon as possible.
North Lincolnshire Council ("NLC")	The Applicant has contacted North Lincolnshire Council in light of ISH5 Action Point 31. The Council have confirmed that they are still content with the conclusions of the Applicant's assessments. An updated SoCG will be provided following Deadline 7.
Terrestrial Traffic and Transport ("Transport")	Signed and agreed SoCG submitted as Application Document 7.10.

5. Table of Commonality

- 5.1 This section of the Statement of Commonality provides a summary of the principal issues covered in the SoCGs and demonstrates where there is commonality in the topics of matters.
- 5.2 The table is presented in such a way as to show topics covered within the various SoCGs and how these are relevant to each Other Party and a position for each topic as follows:

	All matters agreed
	Some matters agreed, some matters unresolved
	Matters unresolved
	Some matters agreed, some matters not agreed
	Some matters unresolved, some matters not agreed
	All matters not agreed

