



Department for Transport

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To:

The Applicant, Natural England,
Volkswagen Group United Kingdom
Limited, Associated Petroleum
Terminals (Immingham) Limited and
Humber Oil Terminal Trustees
Limited and Other Interested Parties

09 July 2024

Dear Sir/Madam

Planning Act 2008 and the Infrastructure Planning (Examination Procedure) Rules 2010

Application by Associated British Ports (“the Applicant”) Seeking Development Consent for the Proposed Immingham Eastern Ro-Ro Terminal Project (“the Proposed Development”)

Call for Comments from The Applicant, Natural England and Interested Parties

1. In respect of the Habitats Regulations Assessment, the Applicant’s response to the consultation of 9 May 2024 states: *‘Natural England’s position only related to a potential in-combination effect arising with the IGET project, rather than the IERRT project itself’*.

However, Natural England’s response states that: *‘...should the Secretary of State be minded to grant consent to the IERRT project, that the proposed compensation at Outstrays to Skeffling Managed Realignment Scheme (OtSMRS) is likely appropriate in terms of its nature, scale, and deliverability to address adverse effects on the intertidal habitat feature of the Humber Estuary SAC’*. In addition, Natural England states that its: *‘advice was based on the list of projects included in the in-combination assessment of the shadow HRA, including Immingham Green Energy Terminal (IGET)’*.

It is unclear from the response if Natural England considers there would be adverse effects on integrity in-combination with other plans or projects excluding IGET. Therefore, the Department for Transport (“the Department”) requests **Natural England** to answer the following questions:

- Does Natural England consider that adverse effects on integrity in-combination with other plans and projects would still occur if IGET is excluded from the assessment of such effects?
- If not, does Natural England agree that compensatory measures would only be required if IGET were granted consent and details of such measures should therefore be confirmed as part of the assessment of the application for consent

for the IGET project?

2. The Department requests comments (if any) from the **Applicant and other Interested Parties** on the representations received in response to the consultation letter dated 9 May 2024.
3. The Department also seeks updates on discussions in respect of:
 - compulsory acquisition matters between the Applicant and Volkswagen Group United Kingdom Limited, in particular whether Volkswagen Group United Kingdom Limited have withdrawn their objection to the Compulsory Acquisition powers sought by the Applicant in respect of Plot 9 and
 - Protective Provisions for the benefit of Associated Petroleum Terminals (Immingham) Limited and Humber Oil Terminal Trustees Limited.

Deadline for Response

The deadline for response is 23 July 2024.

Submissions sent by post may be subject to delay therefore your response on the information requested above should be submitted to the Case Team, if possible, by email to: imminghameasternroterminal@planninginspectorate.gov.uk

If you will have difficulty in submitting a response by the deadline, or difficulty in submitting a response by email, please inform the Case Team.

Responses will be published as soon as possible after the deadline on the Immingham Eastern Ro-Ro Terminal project page of the National Infrastructure Planning website at:

<https://national-infrastructure-consenting.planninginspectorate.gov.uk/projects/TR030007>

This letter is without prejudice to the decision on the application for the Immingham Eastern Ro-Ro Terminal project, and nothing in this letter is to be taken to imply what that decision might be.

Yours faithfully,

Transport Infrastructure Planning Unit