



Immingham Green Energy Terminal

TR030008

Volume 5

5.1 Consultation Report

Section (37)(3)(c) of the Planning Act 2008

Regulation 5(2)(q)

Infrastructure Planning (Applications: Prescribed
Forms and Procedure) Regulations 2009 (as
amended)

September 2023

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Immingham Green Energy Terminal Development Consent Order 2023

5.1 Consultation Report

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Chapter 1: Executive Summary

Consultation Report

- 1.1.1 This Consultation Report (“Report”) has been submitted to the Secretary of State for Transport via the Planning Inspectorate (“PINS”) in support of the application for a Development Consent Order (“DCO”) for the proposed Immingham Green Energy Terminal (“IGET”) also referred to for the purposes of this Report as the “Project”.
- 1.1.2 The purpose of this Report is to provide a comprehensive description of the consultation and engagement process that has been carried out by Associated British Ports (“ABP”) prior to the submission of the IGET application for a DCO (“the Application”). The Report has been prepared in compliance with section 37(7)(c) of the Planning Act 2008 (as amended) (“2008 Act”) and relevant guidance. It demonstrates how ABP has complied with the pre-application consultation requirements set down in sections 42, 47, 48 and 49 of the 2008 Act.
- 1.1.3 In accordance with the Planning Inspectorate’s Advice Note Fourteen: Compiling the Consultation Report (“Advice Note 14”), the Report provides the information required detailing:
- Who was consulted and how the consultation was undertaken;
 - How and when the Project was publicised; and
 - How relevant responses to consultation were taken into account.
- 1.1.4 The Report also provides information regarding the non-statutory engagement, which has been taking place on an ongoing basis beyond the formal requirements of the 2008 Act to provide a full understanding of the totality of the consultation activity which has taken place.

The Applicant

- 1.1.5 The Application is being promoted by ABP, the owner and operator of the Port of Immingham (the “Port”).
- 1.1.6 The Applicant for the Application is ABP (also referred to in this Report as the “Applicant”) but is working closely with Air Products (BR) Limited (“Air Products”), in relation to the proposed hydrogen production facility, which also forms part of the Project. Air Products would be the first customer to use the new terminal (“the Terminal”) for the import of green ammonia to be converted to green hydrogen.
- 1.1.7 Further information on both ABP and Air Products is provided in Chapter 2 of this Report.

The Proposed Development

- 1.1.8 ABP has submitted an Application to the Secretary of State for Transport under the provisions of section 37 of the 2008 Act for development consent which if approved will, through the statutory vehicle of a DCO, authorise the alteration of an existing harbour facility for the construction of a new liquid bulk terminal and associated

hydrogen production facility on the eastern side of the Port and includes both marine and landside development. It would be known as IGET.

- 1.1.9 **NSIP** - The construction of the Terminal constitutes a Nationally Significant Infrastructure Project (“NSIP”) (as an alteration to an existing harbour facility) under sections 14(1)(j), 24(2) and 24(3)(c) of the 2008 Act given the quantity of material which the harbour facilities will be capable of handling after the alteration to the facilities will have increased by more than the relevant threshold of 5 million tonnes throughput per annum prescribed by the 2008 Act.
- 1.1.10 **Marine development** - On the marine side, the Project would comprise a new approach trestle and jetty infrastructure running to the east and broadly parallel to the existing jetty for the Immingham Oil Terminal. The Terminal is designed to service the import of liquid bulk goods, principally green ammonia at first, with the ability to import and export other liquid bulk products including CO₂ in the future.
- 1.1.11 **Landside development** – a jetty access ramp would connect the Terminal to the jetty access road (which will run from the Terminal to Laporte Road). Within that corridor, pipe-racks and pipelines will be installed to convey the imported green ammonia to the hydrogen production facility. The green ammonia will be stored and processed landside at two sites off Queens Road and Kings Road (referred to in this Report as the “East Site” and the “West Site”) in storage tanks, hydrogen production units and liquefiers and conveyed via a pipeline to be installed connecting the East and West Site to create green hydrogen for onward transport to other parts of the UK.
- 1.1.12 The project for which development consent is sought is defined by **Schedule 1: Authorised Project** of the **draft DCO [TR030008/APP/2.1]** and the location of each Work No. within the Site is shown on **Figure 2.3 [TR030008/APP/6.3]** and on the **Works Plans [TR030008/APP/4.2]**. The Project is described further in Chapter 2 of this Report and in detail in Chapter 2: The Project of the Environmental Statement (“ES”) **[TR030008/APP/6.2]**, which forms part of the Application.

Consultation

- 1.1.13 The approach to consultation is set out further in subsequent chapters (2: Introduction and 3: Consultation Process), which provide the detail of all consultation activities undertaken to comply with the requirements of the 2008 Act, relevant legislation and policies, guidance and advice published by Government and PINS in relation to both ongoing (non-statutory) engagement and Statutory Consultation.
- 1.1.14 The Applicant has undertaken a comprehensive programme of engagement and consultation in support of the Application that included an initial launch introducing the Project to key stakeholders (“Project Launch”), two rounds of Statutory Consultation and a programme of ongoing engagement with key consultees and interested parties as demonstrated in **Figure 1.1**.



Figure 1.1 Consultation Overview

- 1.1.15 Responses have been received from consultees, stakeholders and interested parties throughout the Project Launch, both Statutory Consultations and the programme of ongoing engagement.
- 1.1.16 All responses have been taken into account in the design of the Project, with design changes and additional mitigations proposed where appropriate in response to the feedback received.
- 1.1.17 All responses and any subsequent design changes or additional mitigations are outlined in detail in Appendix P.1 and P.2 for the first Statutory Consultation and Appendix Q.1 and Q.2 for the second Statutory Consultation.

Chapter 2: Introduction

Overview

- 2.1.1. This Report provides a comprehensive description of all consultation and engagement activity undertaken in relation to the Application for the Project.
- 2.1.2. This Report has been prepared by ABP for submission with and to support its Application to PINS for determination by the Secretary of State for Transport (the “Secretary of State”) under the provisions of section 37(3)(c) of the 2008 Act for the construction, operation and maintenance of the Project.
- 2.1.3. Section 37(3)(c) requires that ‘an application for an order granting development consent must be accompanied by a Consultation Report.’ This Report ensures compliance with s37(3)(c).

The Applicant – Associated British Ports

- 2.1.4. The Project is being promoted by ABP, the owner and operator of the Port. The Port is currently the UK’s largest port by tonnage, handling some 46 million tonnes of cargo every year. Together with the other ports within the Humber Estuary which include ABP’s ports of Grimsby, Hull and Goole, as well as the Killingholme Terminal operated by CLdN Ports¹, the Humber Estuary is the UK’s busiest commercial shipping and trading estuary, connecting businesses across the UK, Europe and worldwide.
- 2.1.5. ABP is the Applicant for this DCO but is working closely with Air Products, who would be the first customer to use the Terminal once it is built. Air Products is the world’s largest hydrogen supplier, and develops, builds and operates some of the world’s largest industrial gas projects, employing over 20,000 staff in more than 50 countries worldwide, with over 750 production facilities.
- 2.1.6. ABP was established in 1981 following the privatisation of the British Transport Docks Board. It is the largest ports group in the UK, owning and operating 21 ports and other transport related businesses across England, Wales and Scotland.
- 2.1.7. Alongside the Port, ABP owns and operates three other ports on the Humber, namely the ports of Hull, Grimsby and Goole, which together constitute the largest ports complex in the UK. The Port is the largest and busiest of ABP’s four Humber ports.
- 2.1.8. ABP’s statutory undertaking at Immingham, the ‘statutory port estate’, as shown in **Figure 2.1**, covers some 480 hectares (ha). The majority of the port estate falls within the administrative boundary of North East Lincolnshire Council (“NELC”), although the western part of the Port falls within the administrative boundary of North Lincolnshire Council.

¹ CLdN Ports is the name of an operator within the Humber Estuary, not an acronym.

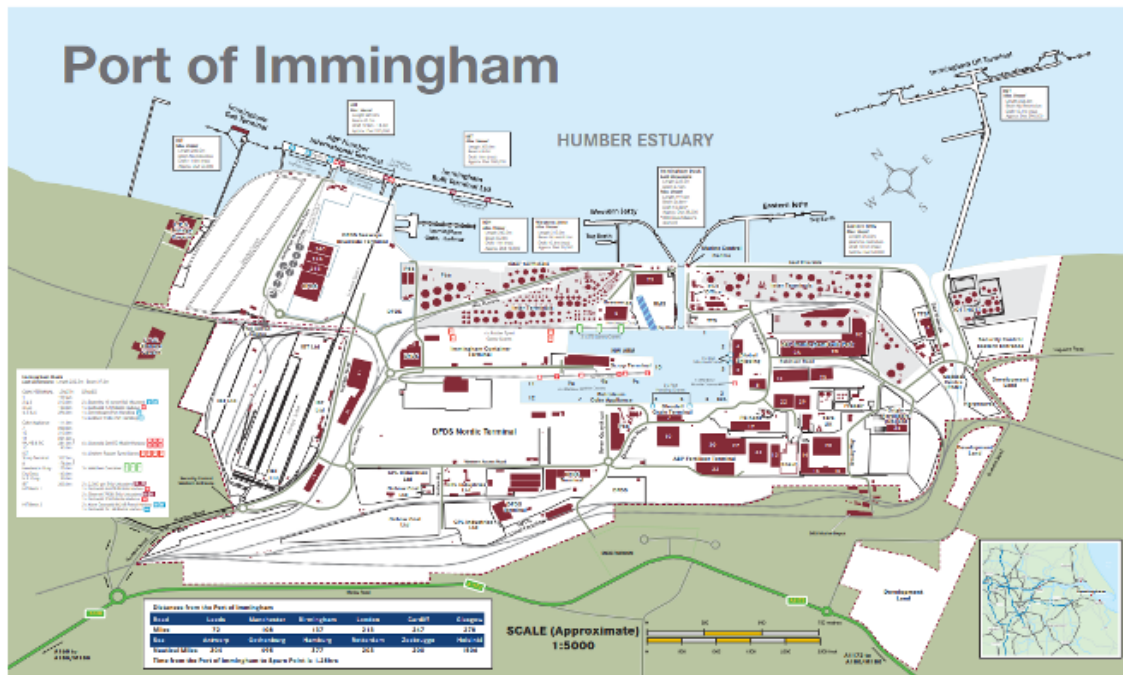


Figure 2.1: Location Plan of the Port of Immingham

- 2.1.9. As well as the internal dock, the Port has twenty ‘in-river’ berths from which it imports and exports cargo. The Port has a very diverse trade base and handles a wide variety of cargoes including liquid bulks, liquid and solid fuels, ores, break-bulk cargo, animal feed and grain and unitised cargoes in the form of containers (“lo-lo”) and trailers (“ro-ro”) from the internal dock and the existing in-river jetties. Since the 1960s the Port’s marine capability has increasingly been serviced from jetties located in the river, thereby eliminating the need for vessels to pass through the lock gates into the Port’s internal dock.
- 2.1.10. The Port comprises a number of discrete operational areas. These include the internal dock, the Eastern and Western Jetties, the Immingham Oil Terminal, the Immingham Gas Terminal, Immingham Outer Harbour and the Humber International Terminal.
- 2.1.11. The infrastructure at the Port is the product of incremental expansion. This has enabled ABP, as the port operator, to increase the quantity of cargo imported/exported and to expand the range and type of cargoes accommodated. The volumes processed through the Port have risen from 26 million tonnes to 50 million tonnes during the period 1981 – 2020.

Air Products (BR) Limited

- 2.1.12. Air Products is a world-leading industrial gases company in operation for nearly 80 years, and more than 60 years in the UK and Ireland with over 1000 employees and significant operating facilities including 35 production facilities across the UK and Ireland, in addition to a number of hydrogen refuelling stations and hydrogen, nitrogen and oxygen plants.
- 2.1.13. Focused on serving energy, environment and emerging markets, the company provides essential industrial gases, related equipment and applications expertise

to customers in dozens of industries, including refining, chemical, metals, electronics, manufacturing, and food and beverage.

- 2.1.14. The company develops, engineers, builds, owns and operates some of the world’s largest industrial gas and carbon-capture projects, supplying world-scale clean hydrogen for global transportation and industrial markets, as well as the broader energy transition.
- 2.1.15. Air Products plans to invest in the new green hydrogen production facility at Immingham, which forms part of the Application, supported by a downstream distribution network. The plan is to import green ammonia to convert into green hydrogen to fuel heavy duty transport, such as heavy goods vehicles (“HGVs”) and buses. This is one of the most challenging and polluting sectors to decarbonise and a priority for meeting net zero in the UK.
- 2.1.16. Air Products and ABP have entered into an agreement in respect of the use of the IGET for the import of ammonia and construction of associated landside development at the Port and the grant of interests in land to Air Products to facilitate the delivery of ammonia and its storage and processing to produce green hydrogen.

The Project Site

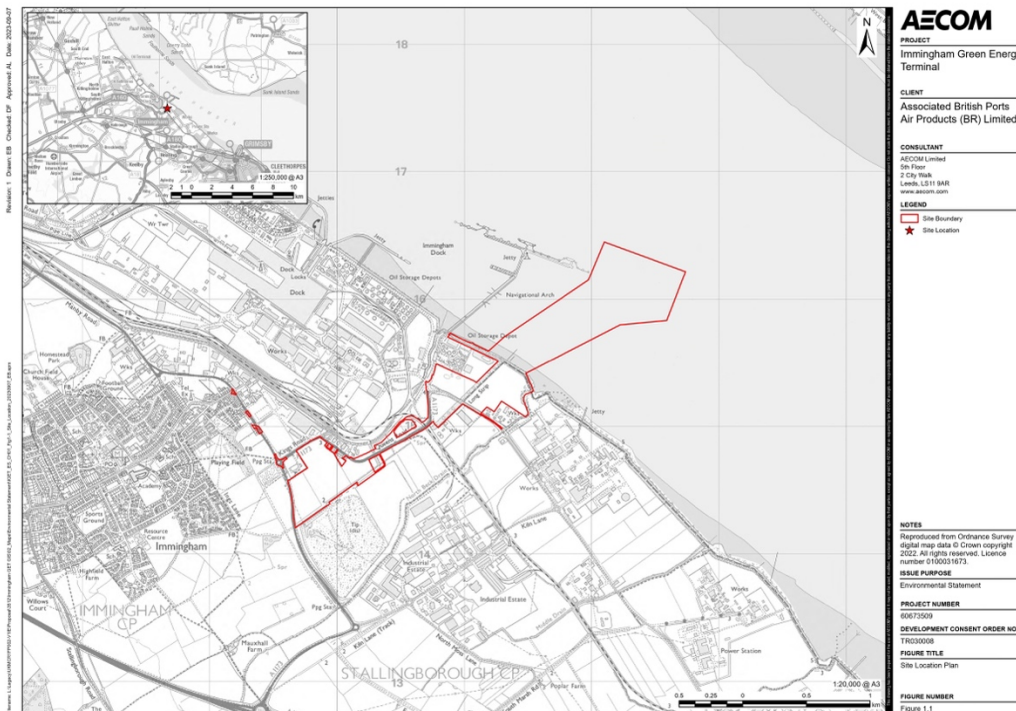


Figure 2.2: Site Location Plan

- 2.1.17. The project site (“the Site”) is located in North East Lincolnshire on the south bank of the Humber Estuary to the east of the Port. **Figure 2.2** illustrates the Project’s location, which is approximately centred on National Grid Reference (“NGR”) E520783 N415271.

- 2.1.18. The landside works fall within NELC's administrative boundary, as illustrated on **Figure 2.2**. The marine-side works, that extend seaward and fall beyond the local authority's boundary, would take place in the bed of the Humber Estuary, which is owned by the Crown Estate and over which the Applicant has the benefit of a long lease. The Project in its entirety covers an area of approximately 121ha.
- 2.1.19. The Site is situated to the east of the Port and largely outside of the operational area of the Port. The area surrounding the Port is industrial in nature, being dominated by chemical manufacturing, oil processing and power generation facilities. Residential and commercial properties are present to the south of the Port on Queens Road and lie within, and adjacent to, the proposed Site Boundary. Beyond the industrial facilities, the wider area is largely agricultural. The nearest residential area is the town of Immingham approximately 460m from the western edge of the West Site.

The Project

- 2.1.20. The Project comprises the alteration of an existing harbour facility for the construction of a new liquid bulk terminal and associated hydrogen production facility on the eastern side of the Port and includes both marine and landside development.
- 2.1.21. The Project would comprise a new approach trestle and jetty infrastructure running to the east and broadly parallel to the existing jetty for the Immingham Oil Terminal. The Terminal is designed to service the import of liquid bulk goods, principally green ammonia at first, with the ability to import and export other liquid bulk products, including CO₂ in the future. A corridor between the new jetty and Laporte Road would support a private road (the 'jetty access road'), pipe-racks and pipelines to enable the ammonia import to the East Site. The green ammonia will be stored and processed landside at two sites off Queens Road and Kings Road (the East Site and the West Site) in storage tanks, hydrogen production units and liquefiers and conveyed via a pipeline to be installed connecting the East Site and West Site to create green hydrogen for onward transport to other parts of the UK.
- 2.1.22. The construction of the Terminal constitutes a NSIP (as an alteration to an existing harbour facility) under sections 14(1)(j), 24(2) and 24(3)(c) of the 2008 Act given the quantity of material which the harbour facilities will be capable of handling after the alteration to the facilities will have increased by more than the relevant threshold of 5 million tonnes throughput per annum prescribed by the 2008 Act.
- 2.1.23. A comprehensive description of the Project is set out in Chapter 2: The Project of the ES, **[TR030008/APP/6.2]** which forms part of the Application.
- 2.1.24. The Project description set out in Chapter 2 of the ES **[TR030008/APP/6.2]**, and the summary set out below, cover the proposals as set out in the section 42 notice issued to stakeholders ahead of the second Statutory Consultation (see Appendix K.1). The proposals set out in the section 42 notice (see Appendix H.1) issued ahead of the first Statutory Consultation are no longer consistent with the final proposals due to changes made to the Project designs during the pre-application period. These changes are detailed in this Report at 4.1.174.
- 2.1.25. The works which comprise the Project are defined in **Schedule 1: Authorised Project** of the **draft DCO [TR030008/APP/2.1]** which provides the full description

of all elements of each Works No. The locations of Work No. 1 through to Work No. 10 within the Site are shown on the **Works Plans [TR030008/APP/4.2]**. The following is a summary of the main elements of each of Work Nos 1-10 as set out in the section 42 notice issued ahead of the second Statutory Consultation:

- A. The NSIP, **Work No. 1**, comprising:
- i. On the marine side, a Terminal for liquid bulks: comprising:
 - a. a jetty (defined by **Work No. 1a**) including a loading platform, associated dolphins, fenders and walkways, topside infrastructure but not limited to control rooms, marine loading arms, pipe-racks, pipelines and other infrastructure;
 - b. a single berth, with a berthing pocket with a depth of up to 14.5m below chart datum; and
 - ii. related landside infrastructure including, but not limited to, a jetty access ramp, a flood defence access ramp and works to raise the seawall locally under the jetty access ramp;
- B. Associated Development on the landside, comprising:
- i. corridor between the new jetty and Laporte Road which would support a private road (the 'jetty access road'), pipe-racks, pipelines to enable the ammonia import to the East Site, as well as security gates, a security building, a power distribution building and associated utilities – (**Work No. 2**);
 - ii. 'East Site - Ammonia Storage' (**Work No. 3**) on which an ammonia storage tank and related plant including an ammonia tank flare stack would be constructed (Work No. 3a) as well as additional buildings (including welfare building, power distribution building and a process instrumentation building), pipe-racks, pipelines, pipes, cable-racks, utilities and other infrastructure;
 - iii. Construction of a culvert (**Work No. 4**) under Laporte Road for pipelines, pipes and cables and other conducting media linking the two parts of the East Site;
 - iv. 'East Site – Hydrogen Production Facility' (**Work No. 5**) on which up to three hydrogen production units and associated plant including flue gas stacks and flare stacks would be constructed (Work No. 5a) together with additional buildings (including process control building, power distribution buildings, process instrumentation buildings, analyser shelters), pipe-racks, pipelines, pipes, utilities and other infrastructure;
 - v. Underground pipelines, pipes, cables and other conducting media (**Work No. 6**), between the East and West Sites, for the transfer of ammonia, hydrogen, nitrogen and utilities, with cathodic protection against saline corrosion;
 - vi. 'West Site' (**Work No. 7**) involving the construction of up to three hydrogen production units with associated flue gas stacks and flare stacks and up to four liquefier units (**Work No. 7a** and **Work No. 7b**)

combined); hydrogen storage tanks, hydrogen trailer filling stations, a hydrogen vent stack and associated process equipment (**Work No. 7c**); and hydrogen vehicle and trailer filling stations, hydrogen compressors and associated process equipment (**Work No. 7d**). Also additional buildings (including but not limited to control room and workshop building, security and visitor building, contractor building, warehouse, driver administration building, safe haven building, electrical substation and metering station, power distribution buildings, process instrumentation buildings, analyser buildings and additional temporary buildings during construction), process and utility plant including cooling towers and pumps, fire water tank, instrument air equipment, pipe-racks, pipelines, pipes, cable-racks, utilities and other infrastructure;

- vii. Formation of temporary construction and laydown areas on Queens Road (**Work No. 8**) and off Laporte Road (**Work No. 9**); and
- viii. Temporary removal of street furniture and modification of overhead cables on Kings Road (**Work No. 10**) associated with the transport of large construction components from the Port to the Site.

- 2.1.26. In addition to Work No. 1 to 10 which are each spatially defined within the **Works Plans [TR030008/APP/4.2]**, **Schedule 1: Authorised Project** of the **draft DCO [TR030008/APP/2.1]** provides for 'Further associated development' and 'Ancillary Works' across the full extent of the Site.
- 2.1.27. In broad terms, 'Further associated development' would be the undertaking, as required, of works such as site clearance, creation of additional construction compounds, utility works, landscaping works and street works on a site wide basis (in connection with Work Nos. 1 to 10).
- 2.1.28. 'Ancillary works' constitute works that would not necessarily constitute development, such as vegetation removal, the installation of fencing and the demobilisation of construction works.
- 2.1.29. The relevant National Policy Statement ("NPS") to the determination of the Application and the one which has "effect" for the purposes of s104 of the 2008 Act is the National Policy Statement for Ports ("NPSfP"). Where an NPS has effect in the determination of an application, section 104(3) of the 2008 Act requires that the Secretary of State must decide an application for an NSIP in accordance with the relevant NPS except in a limited number of circumstances specified in the 2008 Act. Section 104(2) provides that the Secretary of State must have regard to a relevant NPS, the appropriate Marine policy documents, and the local impact report, any matters prescribed in relation to the development and any other matters which the Secretary of State thinks are both important and relevant to the decision.
- 2.1.30. Further detail on the compliance of the Project with the NPSfP is provided in the Planning Statement (including its appendices) **[TR030008/APP/7.1]**, which forms part of the Application.

Structure of this Report

2.1.31. The structure of the following sections of this Report, is outlined **Table 1** below.

Table 1: Structure of Consultation Report

Chapter title	Overview of contents
Chapter 2: Introduction	Provides a brief introduction to the Site, the Project and the Applicant, while also giving an overview of the structure of the Report and the consultation undertaken in line with the statutory requirements and relevant guidance.
Chapter 3: Consultation Process	Provides a summary of the overall approach to consultation and engagement on the Project adopted by ABP. It describes the activities undertaken for that consultation in accordance with relevant legislation and guidance including an overview of the Statement of Community Consultation (“SoCC”), covering the process to draft, consult on, finalise and publicise both the first and second SoCCs.
Chapter 4: First Statutory Consultation	Covers the first Statutory Consultation process in detail with regards to consulting with stakeholders under section 42 and section 47 of the 2008 Act.
Chapter 5: Second Statutory Consultation	Covers the second Statutory Consultation process in detail with regards to consulting with stakeholders under section 42 and section 47 of the 2008 Act.
Chapter 6: Ongoing non-statutory (informal) Engagement	Covers informal consultation and engagement activity carried out from the period prior to Project launch until submission of this Application, and to be continued throughout the process of the first and second Statutory Consultations.
Chapter 7: Consultation under EIA Regulations	Outlines ABP’s compliance with Environmental Impact Assessment (“EIA”) consultation.
Conclusions	Outlines conclusions from the consultation, summarises ABP’s response to those conclusions, and how these responses have been taken into account in the evolution of the Project. Also includes Annex 1, the compliance checklist for consultation on the Project.

Compliance with Regulatory Requirements

- 2.1.32. This Report has been prepared in accordance with:
- Section 37(3)(c) of the 2008 Act which requires all DCO applications to be accompanied by a Consultation Report providing details of what has been done to ensure compliance with sections 42, 47, and 48 of the 2008 Act, the relevant responses received to consultation and the account taken of those;
 - The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (“APFP Regulations”); and
 - The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (“EIA Regulations”).
- 2.1.33. Both rounds of formal Statutory Consultation for the Project were undertaken in accordance with the procedures agreed with the responsible local authorities and endorsed in the SoCC, together with the requirements set down in the 2008 Act, the APFP Regulations and the EIA Regulations.
- 2.1.34. In undertaking the consultation process and preparing this Report, ABP has had regard to the following guidance, in accordance with section 50 of the 2008 Act:
- DCLG (2015) Planning Act 2008: Guidance on the pre-application process (“the DCLG (2015) Guidance”);
 - The DCLG (2015) Guidance explains at paragraph 24 that the Government ‘recognises that major infrastructure projects and the communities and environment in which they are located will vary considerably’ and, therefore, that a ‘one-size-fits-all’ approach to consultation is not appropriate. The aim of the applicant should be to ensure that the consultation undertaken ‘is appropriate to the scale and nature of the Project and where its impacts will be experienced’. Paragraph 25 states that: ‘Consultation should be thorough, effective and proportionate’.
 - DLUHC and MHCLG (2020): Guidance on procedural requirements for major infrastructure projects (“the 2020 Guidance”);
 - Advice Note 14; and
 - PINS Advice Note Three: EIA Notification and Consultation (“Advice Note 3”).
- 2.1.35. A compliance checklist has been included at Annex 1, which details compliance with the requirements of the 2008 Act, the EIA Regulations and the APFP Regulations and demonstrates how ABP has followed relevant advice and guidance published by the PINS and UK Government in undertaking consultation. Evidence of compliance with the statutory consultation requirements in the 2008 Act is included in the appendices to this Report and includes examples of correspondence issued, notices placed and supporting collateral and materials used throughout both the first and second Statutory Consultations.
- 2.1.36. This Report forms part of the Application. It demonstrates that ABP, as the Applicant, has undertaken the consultation on the Project in accordance with the 2008 Act, the EIA Regulations and the APFP Regulations.
- 2.1.37. This Report explains how ABP has carried out its pre-Application consultation in relation to the Project, how it has complied with the relevant statutory requirements

and guidance, and how it has considered, and taken into account, the relevant responses and comments received in developing the Project. It also explains the non-statutory engagement that has taken place outside the strict requirements of the 2008 Act (in accordance with Advice Note 14) in order to give the Secretary of State a complete understanding of all the consultation activity relevant to the Project.

2.1.38. Specifically, this Report and its appendices explains and demonstrates how ABP has complied with the pre-application consultation requirements which are prescribed in the 2008 Act as follows:

- Section 42: duty to consult with prescribed consultees;
- Section 46: duty to notify Secretary of State of the proposed application;
- Section 47: duty to consult with the local community;
- Section 48: duty to publicise the proposed application;
- Section 49: duty to take into account responses to consultation and publicity;
- Section 50: duty to have regard to any statutory guidance issued by the Secretary of State; and
- Section 37: requirement to prepare a Consultation Report and take account of any relevant responses.

2.1.39. Accordingly, this Report provides:

- i. An overview, together with the specific details, of the consultation activities undertaken to comply with the requirements of the 2008 Act, relevant legislation and policies, guidance and advice published by Government and PINS in relation to:
 - a. engagement prior to the Statutory Consultation (See Chapter 6, Ongoing Engagement, and Chapter 7, Consultation under EIA Regulations);
 - b. the original Statutory Consultation undertaken between 9 January and 20 February 2023 - referred to as the “first Statutory Consultation” in this Report (See Chapter 4, First Statutory Consultation);
 - c. the additional Statutory Consultation undertaken between 24 May 2023 and 20 July 2023 - referred to as the “second Statutory Consultation” in this Report (see Chapter 5, Second Statutory Consultation; and
 - d. detailing ongoing engagement undertaken throughout the pre-application period up to submission of the Application (See Chapter 6, Ongoing Engagement);
- ii. A summary of the responses to the Scoping Opinion Request consultation (See Chapter 7, Consultation under EIA Regulations);

- iii. A summary of the feedback received to the Statutory Consultations (i.e., the first Statutory Consultation and the second Statutory Consultation) and an explanation of how it has been taken into account;
- iv. Details as to how the development and evolution of the Project has been influenced by the consultation responses, including how relevant responses to the consultation have been addressed whilst also detailing the changes that have been made to the Project in response to the feedback received; and
- v. Details of the additional non-statutory engagement which has taken place outside the requirements of the 2008 Act so as to provide an understanding of all the relevant consultation and engagement activity which has taken place for the Project.

Overview of consultation activities undertaken

- 2.1.40. ABP has undertaken a comprehensive pre-Application consultation and engagement programme spanning from July/August 2022 to the date of submission.
- 2.1.41. In accordance with section 47 of the 2008 Act, ABP prepared a SoCC ahead of launching the first Statutory Consultation. Details on the consultation process and publication of the SoCC can be found in Chapter 3 and a copy of the SoCC prepared ahead of the first Statutory Consultation (the “first SoCC”) is attached at A.4.
- 2.1.42. The proposed consultation for the Project set out in the first SoCC envisaged a single round of Statutory Consultation ahead of submitting the Application. However following feedback from the first Statutory Consultation, and progression of work on the design of the proposals, it was determined that a second Statutory Consultation would be necessary to update stakeholders on changes to the Project in advance of submission of the Application. As a result, a second SoCC was prepared and consulted on (the “second SoCC”). The second SoCC applied to the second and any potential subsequent Statutory Consultation that ABP chose to carry out ahead of submission, as outlined in Chapter 3. A copy of the second SoCC is attached at B.4.
- 2.1.43. As part of both the process of Statutory Consultations and ongoing engagement, ABP (and Air Products where appropriate) engaged in discussions on the Project prior to the submission of the Application to the Secretary of State with the following consultees in accordance with the 2008 Act:
- Prescribed bodies in accordance with section 42(1)(a);
 - The Marine Management Organisation (“MMO”) in accordance with section 42(1)(aa);
 - Relevant local authorities in accordance with section 42(1)(b) and as set out in Section 43;
 - Persons with an interest in the land in accordance with section 42(1)(d) and as set out in Section 44;

- The local community and organisations in the “vicinity” of the Project who may be affected both directly and indirectly by it in accordance with Section 47; and
 - Wider communities and organisations (local, regional and national) in order to seek their comments on the development proposals for the Project in accordance with Sections 47 and 48.
- 2.1.44. The timeline at **Table 2** shows a summary of all consultation and engagement activity from Project Launch to submission of the Application.
- 2.1.45. At the Project Launch phase, the following materials were created and distributed, and activities carried out:
- Letters to residents and businesses on and around the proposed Site Boundary (Appendix M.1)
 - Information leaflet providing a high-level overview of the upcoming Project (Appendix M.2)
 - Project website hosting high-level overview of the Project and contact information including email address, phone number, and contact form (Appendix M.3)
 - Meetings and conversations with local residents and businesses most likely to be impacted by the Project (Tables 28-30)
- 2.1.46. In addition, a range of informal engagement activities outside of the Statutory Consultation requirements were undertaken in the local community throughout the pre-Application period. These included:
- Early engagement with local stakeholders during the Project Launch period from 30 August 2022 – 8 January 2023, including:
 - Local Planning Authority (i.e., NELC)
 - Local Parish and Town Councils
 - Local Ward Councillors representing residents across the Site
 - Residents within or near to the proposed Site Boundary at the time of Project Launch
 - Businesses within or near to the proposed Site Boundary at the time of Project Launch
 - Businesses impacted by Site investigation works beginning during the Project Launch period.
 - Ongoing engagement with stakeholders throughout the period from Project Launch to the submission of the Application, including with political, residential, business stakeholders, alongside prescribed and non-prescribed consultees as listed in Chapter 6 of this Report.
- 2.1.47. At the first Statutory Consultation, in accordance with the first SoCC the following materials were created and distributed:
- Information brochures providing an overview of the consultation materials (Appendix H.5)

- Posting of notices and advertisements in newspapers and journals, as well as in the local community (Appendix C.1 & C.2)
- Display materials for use at public exhibitions, outlining the proposals for the public (Appendix H.6)
- A fly-through video showing an artist's impression of the proposals
- A Project website, hosting all relevant information throughout the Statutory Consultation periods (Appendix H.10)
- A virtual consultation room accessed via a link on the Project website, providing an online version of the in-person consultation experience (Appendix H.11)
- Feedback forms, available both online and physically at in-person event (Appendix H.7)
- In-person drop-in sessions open to the local community and advertised to around 5,000 homes in the vicinity of the Project, held at the Immingham Civic Centre near the Site
- The deposit of the Preliminary Environmental Information Report ("PEIR") (Appendix G.1), the PEIR Non-Technical Summary (Appendix G.2) and the first SoCC (Appendix A.4) in public locations for members of the community to access outside of drop-in sessions
- Press releases to the media
- Offer of webinars and an open phone line for telephone surgeries
- Discussions with statutory consultees to follow up on key queries or concerns.

2.1.48. At the second Statutory Consultation, in accordance with the second SoCC, the following materials were created and distributed:

- Information brochures providing an overview of the consultation materials highlighting the changes to the Project since the first Statutory Consultation (Appendix K.5)
- Posting of notices and advertisements in newspapers and journals, as well as in the local community (Appendix D.2 & D.4)
- Display materials for use at public exhibitions, outlining the proposed changes to the Project for the public (Appendix K.6)
- A project website, hosting all relevant information throughout the Statutory Consultation periods (Appendix K.10)
- Feedback forms, available both online and physically at in-person events (Appendix H.7)
- In-person drop-in sessions open to the local community and advertised to around 5,000 homes in the area, held at the Immingham Civic Centre near the Site
- The deposit of the PEIR Addendum Report ("PAR") (Appendix J.1) and the second SoCC (Appendix B.4) in public locations for members of the community to access outside of drop-in sessions

- Press releases to the media
- Offer of webinars and an open phone line for telephone surgeries
- Discussions with statutory consultees to follow up on key queries or concerns.

Taking feedback into account

- 2.1.49. As required by Section 49 of the 2008 Act, ABP considered and took into account all comments and feedback received in response to both rounds of Statutory Consultation. It also considered and took into account all comments and feedback received during ongoing engagement. Chapters 4, 5 and 6 of this Report discuss how those responses have been analysed, how ABP has responded and how they have been taken into account in the final design of the Project.
- 2.1.50. Please see the Response Tables in full at Appendix P and Q.

Consultation timeline

- 2.1.51. In accordance with the Advice Note 14, a timeline summarising both statutory consultation and ongoing engagement on this Project (in chronological order) is provided below at **Table 2**.

Table 2: Consultation Timeline

	Consultation activity	Section of the 2008 Act or EIA Regulations	Date undertaken
1	Project Launch Phase: pre-Statutory Consultation engagement activities	N/A - Ongoing engagement	30 August 2022 – 8 January 2023
2	Scoping Opinion Request	EIA Regulation 10(6)	30 August 2022
3	Consultation with Local Planning Authority (i.e. NELC) and surrounding authorities on first SoCC	Section 47 and Regulation 11	6 September 2022 to 3 October 2022
4	Hazardous Substances Consent Application Consultation	N/A - Planning (Hazardous Substances) Regulations 2015	6 December 2022 to 1 January 2023
5	First Statutory Consultation	Sections 42, 47 and 48 and Regulation 13	9 January 2023 – 20 February 2023
6	Consultation with Local Planning Authority (i.e. NELC) and surrounding authorities on second SoCC	Section 47 and Regulation 11	3 April 2023 to 5 May 2023

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7	Second Statutory Consultation	Sections 42, 47 and 48 and Regulation 13	24 May 2023 – 20 July 2023
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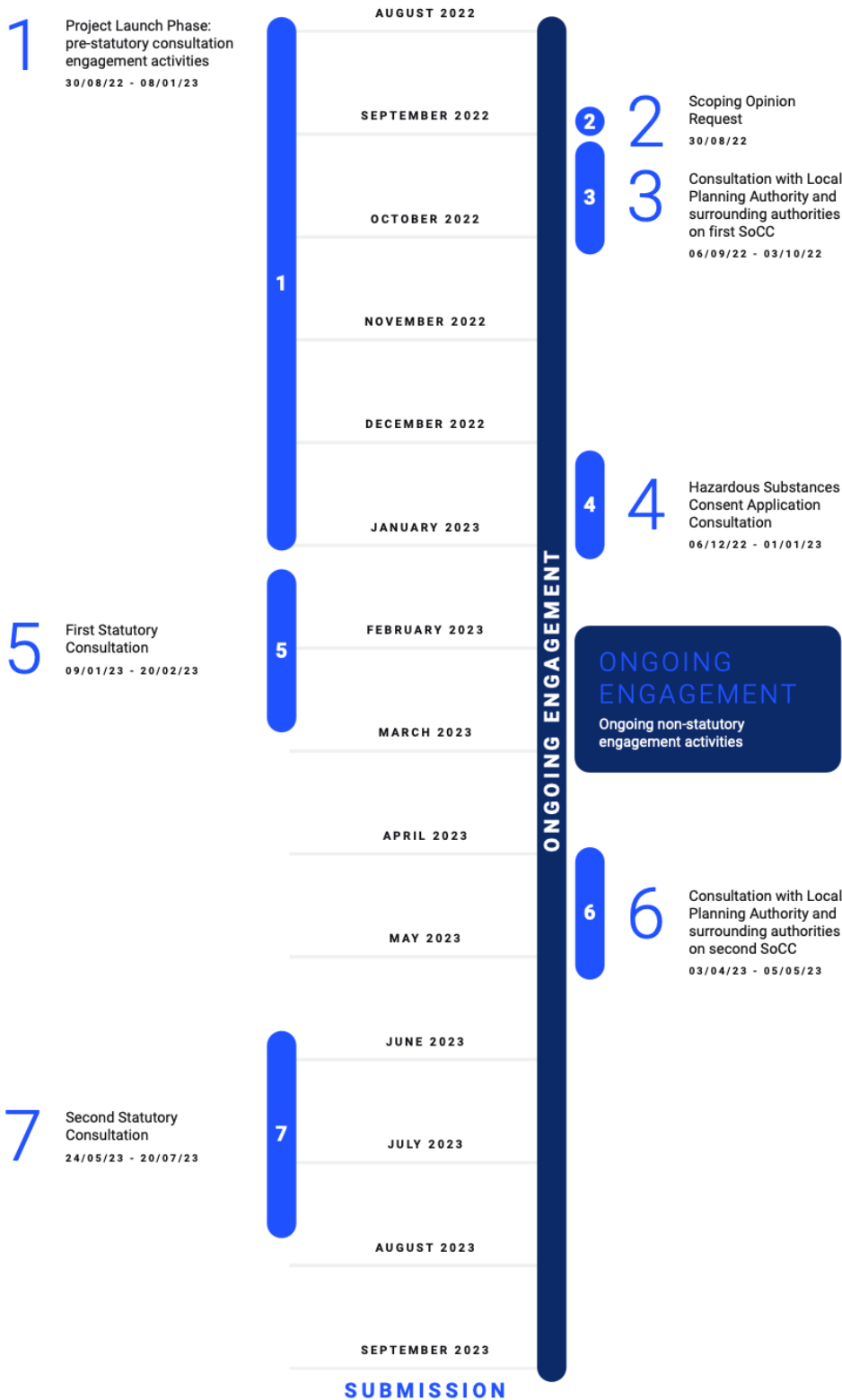


Figure 2.3: Consultation Timeline

- 2.1.52. It should be noted that the final dates for the second Statutory Consultation shown in the table above differ from those set out in the second SoCC at the time of consultation with the Local Planning Authority and neighbouring bodies. This is because dates included in the second SoCC were indicative, and the consultation period was extended after an administrative error required additional section 48 notices to be published in compliance with statutory timescales in Regulation 4 of the APFP Regulations. More information on this can be found in Chapters 3 and 5.

Chapter 3: Consultation Process

- 3.1.1. This chapter outlines ABP's approach to the Project consultation process, covering legislative context, relevant guidance, and compliance. The Report explains how the first and second Statutory Consultations have been carried out in compliance with the 2008 Act, and all ongoing engagement carried out supplementary to the requirements of the 2008 Act, Regulations 3 (prescribed consultees) and 4 (publicising a proposed application) of the APFP Regulations, as well as the EIA Regulations.
- 3.1.2. This chapter provides an overview of ABP's approach to the consultation on the Project and summarises the activities undertaken in the following order:
- a) overview of statutory requirements for engagement and consultation on the Project;
 - b) summary of consultation and engagement undertaken, structured as follows:
 - Project Launch;
 - First Statutory Consultation;
 - Second Statutory Consultation;
 - Ongoing (non-statutory) engagement

General Overview of the Engagement and Consultation in accordance with the 2008 Act

- 3.1.3. The 2008 Act includes the following sections which are relevant to consultation in respect of the Project and must be complied with:
- Section 42: 'Duty to Consult' - which requires consultation with certain persons specified in the 2008 Act (s43 and s44) and prescribed in the APFP Regulations;
 - Section 46: 'Duty to notify Secretary of State of Proposed Application' – providing the same information as required to be provided under section 42;
 - Section 47: 'Duty to consult Local Community' - which requires applicants to prepare a SoCC which sets out how the applicant intends to consult the local community on the proposals - in consultation with relevant local authorities. ABP undertook consultation with NELC as the responsible Local Planning Authority for the Project, as well as seeking comments from the neighbouring authorities, for SoCCs that supported the first and second Statutory Consultations separately. Under the 2008 Act, the applicant must publish the final SoCC and undertake its Statutory Consultation in accordance with it;
 - Section 48: 'Duty to Publicise' - which requires that details of the Statutory Consultation are publicised via a series of notices in the local and national press; and
 - Section 49: 'Duty to take account of responses to consultation and publicity' - which requires the applicant to have regard to any relevant responses received to the Statutory Consultation and publicity;

- Section 50: 'Duty to have regard to any statutory guidance issued by the Secretary of State';
- Relevant Guidance to the Regulatory Requirements is set out in Chapter 2 from 2.1.30.

3.1.4. The pre-application consultation for this Project was undertaken as follows:

- Scoping Opinion Request Consultation – this consultation was undertaken by PINS on behalf of the Secretary of State in accordance with regulation 10(6) of the EIA Regulations following the receipt of a Scoping Opinion request submitted by ABP on 30 August 2022. The consultation required PINS to consult with the 'Consultation Bodies' as prescribed by the APFP Regulations prior to adopting a Scoping Opinion. This stage is not discussed further in this chapter but is detailed in Chapter 7 of this Report.
- Project Launch engagement activities, which took place outside of the first Statutory Consultation period from 30 August 2022 until the first Statutory Consultation began on 9 January 2023. Pre-Statutory Consultation activities and stakeholder engagement aimed to better inform the Statutory Consultation phase and consultation on the first SoCC.
- First Statutory Consultation – which was undertaken from 9 January to 23:59 on 20 February 2023 (total period of 42 days).
- Second Statutory Consultation – which was undertaken from 24 May 2023 to 23:59 on 20 July 2023 (total period of 57 days), and;
- Ongoing engagement – non-statutory engagement which took place with regulators and key stakeholders such as third parties with residential or commercial interests and was ongoing throughout the pre-Application process - from the Project Launch on 30 August 2022 through to submission of the Application.

Approach to consultation: general overview of engagement and consultation strategy

- 3.1.5. ABP has fully recognised the importance of effective engagement and consultation in developing the Project, as well as the need for discussions to continue throughout the Project's evolution. This approach has enabled those directly affected by the Project, or with an interest in the proposals, to identify and discuss matters with ABP throughout the development of the Project which ABP took into consideration.
- 3.1.6. In designing the consultation process and preparing this Report, ABP had regard to the DCLG (2015) Guidance and the 2020 Guidance in accordance with section 50 of the 2008 Act.
- 3.1.7. The strategy adopted ensured that local stakeholders were engaged with early and often, throughout the consultation process and ensured that all views have been listened to and taken into account before submitting the Application.

General approach to engagement and consultation

- 3.1.8. As outlined previously at **Figure 1.1**, the approach to engagement and consultation can be broken down into four key elements:

1. Project Launch – 30 August 2022 – 8 January 2023
2. First Statutory Consultation – 9 January – 20 February 2023
3. Second Statutory Consultation – 24 May – 20 July 2023
4. Ongoing Engagement - August 2022 – Submission of Application

3.1.9. The approach and activities carried out in each of these phases are summarised below.

1: Project Launch: 30 August 2022 to 8 January 2023

- 3.1.10. ABP undertook early engagement with certain key stakeholders and published early information about the Project in the public domain so as to proactively engage those most impacted by the proposals prior to the first Statutory Consultation commencing.
- 3.1.11. This period coincided with PINS' consultation on the Scoping Opinion for the Environmental Impact Assessment ("EIA"). The Applicant shared the Scoping Opinion with PINS on 30 August 2022.
- 3.1.12. See Chapter 6 for full details of the Project Launch consultation conducted as part of Ongoing Engagement.

Approach to the SoCC

- 3.1.13. During the Project Launch, ABP drafted and consulted on the first SoCC for the Project. This process was repeated for the second Statutory Consultation, as outlined in **Table 3**.
- 3.1.14. A second SoCC for the second Statutory Consultation was prepared because the first SoCC only provided for a single round of Statutory Consultation on the Project. When it became apparent that a second round of Statutory Consultation was required, it was identified that it was necessary to update the SoCC to provide for the second Statutory Consultation and any subsequent rounds of statutory consultation on the Project.
- 3.1.15. Section 47 of the 2008 Act requires an applicant to consult the relevant local authorities (being each local authority that is within section 43(1) of the 2008 Act) about the scope of local community consultation activities to be undertaken, in the form of a draft SoCC, and to have regard to any comments made by the relevant local authority.
- 3.1.16. In addition to this, ABP engaged with local authorities prior to drafting the SoCC, to determine the scope of local community consultation activities that would be undertaken by ABP under section 47 of the 2008 Act. Correspondence with local authorities is summarised in Appendix A.3 for first Statutory Consultation and B3 for the second Statutory Consultation.
- 3.1.17. As a result of taking on board feedback, and evolution in the Project designs, ABP decided to go out for further consultation after the first Statutory Consultation. To enable this, the SoCC was updated and a second SoCC was consulted upon and published in accordance with section 47 of the 2008 Act, covering the second and any subsequent Statutory Consultations.

3.1.18. The process for consulting on the first SoCC is outlined further in Chapter 4 and the second SoCC consultation is outlined in Chapter 5.

2: First Statutory Consultation: 9 January 2023 to 20 February 2023

3.1.19. The Applicant undertook the first round of Statutory Consultation from 9 January 2023 to 20 February 2023 in accordance with the first SoCC.

3.1.20. This consultation focussed on the information provided in the PEIR (Appendix G.1) and included a range of consultation methods allowing consultees, stakeholders and interested parties to provide their feedback on the proposals.

3.1.21. Further information on the first Statutory Consultation is provided in Chapter 4.

3: Second Statutory Consultation: 24 May 2023 to 20 July 2023

3.1.22. Following analysis of the responses to the first Statutory Consultation and an evolution of the Project design, the Applicant undertook a second round of Statutory Consultation from 24 May 2023 to 20 July 2023 in accordance with the updated second SoCC.

3.1.23. This consultation focussed on the information provided in the PAR and included a range of consultation methods allowing consultees, stakeholders and interested parties to provide their feedback on the proposals.

3.1.24. Further information on the second Statutory Consultation is provided in Chapter 5.

Ongoing engagement: 30 August 2022 – Submission of DCO

3.1.25. In addition to the two rounds of Statutory Consultation, the Applicant has continued to engage with consultees, stakeholders and interested parties throughout the pre-submission period, including both during and outside of the defined Statutory Consultation periods.

3.1.26. Further information on Ongoing Engagement is provided in Chapter 6.

Other Consultation

Hazardous Substances Consent

3.1.27. Alongside the Application for the DCO, Air Products as the first customer to use the proposed new Terminal, has submitted an entirely separate application for a Hazardous Substances Consent to NELC in connection with the hydrogen production facility.

3.1.28. Further information on this activity is included at 6.6.1.15

Immingham Eastern Roll-on Roll-off Terminal (IERRT)

3.1.29. In January 2022, ABP carried out Statutory Consultation in relation to the Immingham Eastern Ro-Ro Terminal (“IERRT”). On 28 October 2022, the IERRT project embarked upon supplementary Statutory Consultation to address feedback on the IERRT application. This consultation closed on 27 November 2022.

- 3.1.30. Whilst this consultation was led by ABP, the IERRT is a separate project unrelated to the IGET project and the IGET team has and will continue to make this clear in all materials and correspondence with stakeholders and the public.
- 3.1.31. The IERRT application has now been accepted for examination by the PINS and is currently in the examination period.

Section 47: local community consultees - for first and second Statutory Consultation

- 3.1.32. Section 47 of the 2008 Act sets out an applicant's duty to consult the local community about a proposed application. Section 47 specifically requires the preparation of 'a statement setting out how the applicant proposes to consult, about the proposed application, those people living in the vicinity of the land' – ABP complied with this obligation by preparing, agreeing and publishing the first SoCC for the first Statutory Consultation and then the second SoCC in respect of the second Statutory Consultation.
- 3.1.33. In developing the SoCC, regard must be had to the EIA Regulations. Regulation 12 of the EIA Regulations stipulates that the SoCC must set out whether the proposal is EIA development and, if so, how the applicant intends to publicise and consult on Preliminary Environmental Information. The first and second SoCC contained information confirming that the Project was an EIA development, and provided details about how the Preliminary Environmental Information for the Project would be made accessible in the PEIR (Appendix G.1).
- 3.1.34. Chapter 3 above provides details of the production of the first and second SoCC for the Project and the identification of the consultation zone which was used for the section 47 consultation, which was agreed with the relevant local authority, NELC.
- 3.1.35. A plan showing the consultation zone for the Project was included in the first and second SoCC (as 'Figure 3: Map showing mail-out area' on page 8 of the first SoCC) – an extract of which is provided in Chapter 4 at Figure 4.2. (A copy of the first SoCC is provided at Appendix A4).

Chapter 4: First Statutory Consultation

- 4.1.1. This chapter outlines all activities undertaken for the first Statutory Consultation, which took place from Monday 9 January to Monday 20 February 2023.
- 4.1.2. The principal purpose of the first Statutory Consultation was to seek the views of statutory consultees, the local community and other interested groups and individuals on the Project proposals which had been developed – in accordance with the statutory requirements of sections 42 (duty to consult), 46 (duty to notify Secretary of State of proposed application), 47 (duty to consult local community) and 48 (duty to publicise) of the 2008 Act, Regulations 3 (prescribed consultees) and 4 (publicising a proposed application) of the APFP Regulations, as well as the EIA Regulations. The consultation also sought feedback on the PEIR (Appendix G.1), which had been compiled for the Project.

Consultation on the first SoCC

- 4.1.3. As outlined in Chapter 3, *Approach to SoCC*, ABP drafted and consulted on the first SoCC for the Project. The process for drafting and consulting on the first SoCC is summarised in **Table 3** below, followed in this chapter by further detail explaining how the process for consultation and conclusion of the first SoCC was carried out in accordance with section 47 of the 2008 Act. Copies of both the first and the second SoCC (Appendix A4 and B4) and notices (Appendix C.2, D.2 & D.4) are appended to this Report. The first SoCC should be referred to for detail of how the first Statutory Consultation undertaken.


Table 3: Timeline for drafting and consulting on the first SoCC during pre-application period

Date	Activities
September 2022	<ul style="list-style-type: none"> ● Pre-engagement on the scope of the first SoCC with NELC ● Consultation with NELC and neighbouring local authorities on the contents of the draft first SoCC in accordance with section 47 of the 2008 Act, from 6 September 2022 to 3 October 2022
October 2022	<ul style="list-style-type: none"> ● ABP take on board comments from the relevant local authority and update the first SoCC
January 2023	<ul style="list-style-type: none"> ● ABP shares the updated SoCC with NELC ahead of first Statutory Consultation ● ABP publishes section 47 notice ● ABP publishes first SoCC on Project website and provides hard copies in local area

- 4.1.4. Non-statutory engagement with local authorities as outlined in Table 2 in Chapter 2 was undertaken to determine the scope of local community consultation activities that would be undertaken by ABP under section 47 of the 2008 Act.

- 4.1.5. As noted in Chapter 3, section 47 of the 2008 Act requires an applicant to consult the relevant local authorities (being each local authority that is within section 43(1) of the 2008 Act which in this case is NELC) about the scope of local community consultation activities to be undertaken, in the form of a draft SoCC, and to have regard to any comments made by the relevant local authority.
- 4.1.6. In accordance with this requirement, the draft SoCC was prepared and formally issued on behalf of ABP to NELC on Monday 5 September 2022, with a request for any comments to be provided within 28 days from Tuesday 6 September 2022, ending at 11:59pm on Monday 3 October 2022, in order to inform the proposed approach to be taken for Statutory Consultation with the local community under section 47 of the 2008 Act, which related to the first Statutory Consultation. It should be noted that in compliance with section 47(3) of the 2008 Act, the Council was, therefore, given a period of 28 days beginning with the day after the day on which they received the consultation documents to provide comments on the draft SoCC. A copy of this first SoCC can be found in Appendix A.4.
- 4.1.7. For completeness, for the preparation of both SoCCs, ABP also wrote to the following neighbouring local authorities in the vicinity of the Project on the same day that each SoCC was shared, providing a copy of the draft SoCC and requesting they consider ABP's consultation proposals and provide comments if they so wished within the same consultation period:
- North Lincolnshire Council;
 - Lincolnshire County Council;
 - West Lindsey District Council;
 - East Lindsey District Council;
 - East Riding of Yorkshire Council; and
 - (Kingston Upon) Hull City Council.
- 4.1.8. Copies of the letters sending each draft SoCC are provided at Appendix A.1.
- 4.1.9. On Monday 26 September 2022 for the first SoCC, emails were sent to the local authorities to provide a general reminder that the deadline for comments on the draft first SoCC was approaching at 11:59pm on Monday 3 October. An example of the reminder email is provided at Appendix A.3.
- 4.1.10. Following the SoCC consultation, the only substantive feedback received on the draft SoCC was from NELC, the relevant local authority under section 43(1) of the 2008 Act. In accordance with section 47(5) of the 2008 Act, the Applicant had regard to the feedback that was provided, adopting all of the recommendations made and using it to finalise the SoCC for the purposes of section 47 of the 2008 Act. ABP clarified with NELC the extent of the consultation area for the mail drop, which it had requested be enlarged by providing a scale plan identifying the extra consultation area requested by the authority (see email correspondence provided at Appendix A.3). That plan was subsequently incorporated within the final copy of the SoCC.
- 4.1.11. Feedback from local authorities is summarised in **Table 4** below.

Table 4: Feedback from local authorities on the first SoCC (September-October 2022)

Local authority	Response to draft first SoCC
<p>NELC (Responsible local authority)</p>	<p>“STATUTORY CONSULTATION UNDER SECTION 42 OF THE PLANNING ACT 2008 IMMINGHAM GREEN ENERGY TERMINAL DEVELOPMENT</p> <p>Introduction</p> <p>North East Lincolnshire Council (NELC), the Local Planning Authority (LPA), have been engaged with pre-application discussions with ABP on the Immingham Green Energy Terminal (IGET) since August 2022. The scheme includes development within the marine environment and then on the land side. The development is led by ABP and Air Products both of which are well established companies in the area.</p> <p>Comments on Statement of Community Consultation</p> <p>A draft Statement of Community Consultation (SOCC) was sent to the LPA to review and comment in early September. A meeting was held to discuss initial comments from LPA in regard to the SOCC. This was focused on the extent of public engagement and local community bodies that may be interested in the development.</p> <p>The scope of the SOCC will need to be adapted to accommodate the comments made by the LPA in particular with regard to engagement with NELC elected members, Parish and Town Councils and local residents. The extent of the letter drop to residents, occupiers and interested parties will also need to be extended following discussions with the LPA, in particular this should include the whole port estate.</p> <p>The LPA appreciate the engagement, led by ABP, in the Project to date look and forward to continuing in this manner throughout the Project.</p> <p></p> <p>On behalf of North East Lincolnshire Council</p>
<p>Lincolnshire County Council</p>	<p>Automatic reply acknowledging receipt received, but no comments in reply received.</p>
<p>North Lincolnshire Council</p>	<p>“Thank you for your email.</p> <p>Apologies I didn’t confirm receipt earlier. Yes, I did receive your email and will be reviewing the draft SoCC and providing a response in due course. I don’t think there is anything else that I need to assist me at this time, but I will drop you a line if I need any clarification etc.</p>

	<p>██████████</p> <p>On behalf of North Lincolnshire Council</p> <p>No further comments received.</p>
West Lindsey District Council	<p>“Thank you for your consultation of the draft Statement of Community Consultation document dated 5th September 2022 for the Immingham Green Energy Terminal.</p> <p>Having read through the document it is considered to be comprehensive with suitable alternatives given if face to face activities are either unable to be completed or receive low attendance due to any interested parties still having concerns due to COVID.</p> <p>Therefore, the detail and procedures set out in the Statement of Community Consultation are considered appropriate and acceptable.</p> <p>Yours sincerely,</p> <p>██████████</p> <p>On behalf of West Lindsey District Council”</p>
East Lindsey District Council	<p>“Hi ██████████</p> <p>I’m fine thank you hope you are too.</p> <p>Sorry for the delay in getting back to you but our computer network was only patchy for much of last week. We have no comments to make on the draft SOCC and a letter to this effect is on its way to you under separate cover.</p> <p>Regards,</p> <p>██████████</p> <p>On behalf of East Lindsey District Council</p>
East Riding of Yorkshire Council	<p>“Good Evening,</p> <p>Thank you for your email and attached documents.</p> <p>I can confirm, on behalf of the East Riding of Yorkshire, the community consultation appears comprehensive, and we have no additional comments to make.</p> <p>Kind regards,</p> <p>██████████</p> <p>On behalf of East Riding of Yorkshire Council</p>
(Kingston Upon) Hull City Council	<p>No response received</p>

Publication of the first SoCC

- 4.1.12. Section 47(6) of the 2008 Act provides that, once the SoCC has been finalised, the applicant must make it available for inspection by the public in a way that is reasonably convenient for people living in the vicinity of the land and must publish a notice (“section 47 notice”) in a newspaper circulating in the vicinity of the land which states where and when the SoCC can be inspected.
- 4.1.13. Section 48(1) of the 2008 Act also requires that a notice publicising the Project (“section 48 notice”) be published in accordance with Regulation 4(2) and with reference to Regulation 4(3) of the APFP Regulations.
- 4.1.14. To publicise the first SoCC, the section 47 notice was drafted and combined with the section 48 notice publicising the proposed Application and the first Statutory Consultation. This combined notice was published in the local press circulating in the vicinity of the Project site on Monday 9 January 2023, in the Grimsby Telegraph. A copy of the notice, as published, in the Grimsby Telegraph is provided at Appendix C.2.
- 4.1.15. As the section 47 and section 48 notices were combined, the section 47 notice publicising the SoCC was also published in the following publications during the first Statutory Consultation:
- a) First Statutory Consultation
- Fishing News, page 25 on Thursday 12 January 2023
 - Grimsby Telegraph, page 37 on Monday 9 January 2023
 - Grimsby Telegraph, page 39 on Wednesday 15 February 2023
 - Lincolnite, online on Monday 9 January 2023
 - Lloyd’s List, page 8 on Monday 9 January 2023
 - London Gazette, page 302 on Monday 9 January 2023
 - The Times, legal notices on Monday 9 January 2023
- 4.1.16. The above notices can be viewed in Appendix C.2.
- 4.1.17. The section 47 notice, as published, provided that the first SoCC would be available to view and download free of charge from the dedicated consultation page of the Project website, as follows: ‘The PEIR, the SoCC and other related consultation documents including plans and maps will be available to view and download online from 9 January 2023 to 20 February 2023 at: www.imminghamget.co.uk/documents/
- This statement was included in both section 47 notices, with the dates amended to reflect each respective Statutory Consultation period.
- 4.1.18. Section 47(6) of the 2008 Act requires that at the pre-application stage the SoCC must be made available for inspection by the public and be published in such manner as may be prescribed. The 2020 Guidance provides that: ‘This requirement can be met by making documents available for inspection online. Applicants should take reasonable steps to ensure that anyone wishing to view

the documentation can find these documents on their website. Hard copies should be made available by the applicant on request.’

- 4.1.19. In accordance with this guidance, the first SoCC was published by ABP on the dedicated Project website on Monday 9 January 2023, from which it could be viewed and downloaded for free.
- 4.1.20. As with all of the consultation materials, ABP offered to provide printed copies of the SoCC upon request free of charge. This was specifically stated in the SoCC (Appendix A.4) in Table 3.1: Consultation Activities, which provided that: “If there is a request for a private copy of the above documents, the Project team can fulfil this. However, please note there will be a fee of up to £300 to cover the costs of printing, depending on the documents requested.” This statement was provided in both the first and the second SoCC.
- 4.1.21. In addition, the SoCC also provided that USB flash drives containing the consultation documents would be made available upon request, free of charge, for those who do not have access to the internet but who have a computer. This also applied to copies of the SoCC. This statement was included in both the first and the second SoCC.
- 4.1.22. Additionally, the first and second SoCCs also provided that physical copies of the document would be available for public inspection at two locations in the Project area. Hard copies of the first SoCC were printed and displayed at the locations below during the following dates:
- a. Monday 9 January to Tuesday 23 May
 - Immingham Civic Centre, Pelham Rd, Immingham DN40 1QF
 - NELC Offices: Municipal Offices, Town Hall Sq., Grimsby DN31 1HU.
- 4.1.23. The first SoCC remained on display beyond the first Statutory Consultation period to allow those who were newly identified Land Interest consultees the opportunity to view a physical copy of the SoCC before sharing any comments. This meant that there was a period from 24 May 2023, when both the first and second SoCCs were both available to be viewed in hard copy at the above locations. More information on the second SoCC is provided from 5.1.4.
- 4.1.24. Section 47(7) of the 2008 Act provides that the applicant must carry out consultation in accordance with the proposals set out in their SoCC. ABP undertook the first Statutory Consultation in compliance with the principles set out in the agreed first SoCC.
- 4.1.25. A SoCC compliance summary is provided at Appendix B.5, which demonstrates how ABP complied with the consultation proposals set out in the first and second SoCC. The first and second SoCC are to be read together and together form the SoCC covering all the Statutory Consultation which has been undertaken on the Project.

Identifying consultees

- 4.1.26. When undertaking both the first and second Statutory Consultations, ABP consulted the following groups and individuals in accordance with the requirements of the 2008 Act. This included the publicity requirements under section 48, regulation 13 of the EIA Regulations and regulations 3 and 4 of the

APFP Regulations to publish a notice of the proposed Application. The following parties were consulted:

Section 42 – Consultees:

- a. section 42(1)(a) - Prescribed consultees - including statutory undertakers, those listed in Schedule 1 of the APFP Regulations, relevant local authorities;
- b. section 42(1)(aa) - the MMO - as the Project would affect waters in England;
- c. section 42(1)(b) - Local authorities – the relevant local authorities that were within section 43 of the 2008 Act; and
- d. section 42(1)(d) – Land interests – the Applicant must consult each person who is within one or more of the categories set out in Section 44 (“Land Interest Consultees”). This includes persons within one or more categories in section 44 of the 2008 Act – persons identified where the applicant, after making diligent inquiry, knows that the person is an owner, lessee, tenant (whatever the tenancy period) or occupier of the land within the order limits (“Category 1” (section 44(1)), or is interested in the land or has power to sell and convey the land or to release the land within the order limits (“Category 2” (section 44(2)), or parties whom ABP thinks would or might, if the Order sought by the applicant were made and fully implemented, be entitled to make a relevant claim for compensation under section 10 of the Compulsory Purchase Act 1965 and/or Part 1 of the Land Compensation Act 1973 and/or section 152(3) of the 2008 Act (“Category 3”) (section 44(4)).

Section 47 – Consultees:

- a. Local community consultees, including the people living in the vicinity of the Project, local businesses, and community representatives, in accordance with the SoCC; (See **Figure 4.2** for consultation zone) and;

Section 48 - Publicity

- a. ABP published a notice of the proposed Application and publicised the Project in accordance with section 48 of the PA 2008, regulation 13 of the EIA Regulations and regulations 3 and 4 of the APFP Regulations.

S42(1)(a)-(b) Prescribed Consultees – for first Statutory Consultation

- 4.1.27. The prescribed consultees under section 42(1)(a) were identified using Schedule 1 of the APFP Regulations, as well as incorporating the consultation bodies who were consulted by PINS on the EIA Scoping Report for the Project which were identified in accordance with Regulation 11 of the EIA Regulations and were required to be consulted under Regulation 13. In addition, ABP also included all of the relevant statutory undertakers identified in the Scoping Opinion adopted by PINS on behalf of the Secretary of State, as listed in the Regulation 11(1)(a) list (the “Regulation 11 List”). A copy of the original Regulation 11 List is provided at Appendix E.1.

MMO

4.1.28. The MMO was identified as a consultee for the purposes of the Project under section 42(1)(aa) as the Project would affect waters in England. A copy of the notice served under section 42 is provided at Appendix H.1.

Local authorities

4.1.29. Section 42(1)(b) of the 2008 Act requires the applicant to consult each local authority that is within section 43. The relevant local authorities under section 42(1)(b) were identified by application of section 43 of the 2008 Act for the purposes of the Project.

4.1.30. The Project site lies within the administrative area of NELC, making this a “B” authority (as defined in and for the purposes of section 43 of the 2008 Act). As NELC is a unitary authority there is no upper-tier county council (i.e., a “C” authority as defined in and for the purposes of section 43 of the 2008 Act).

4.1.31. The following local authorities, as outlined in **Figure 4.1** below, share a boundary with NELC and were, therefore, identified as “A” authorities as defined in and for the purposes of section 43 of the 2008 Act:

- North Lincolnshire Council
- West Lindsey District Authority
- East Lindsey District Authority
- Lincolnshire County Council

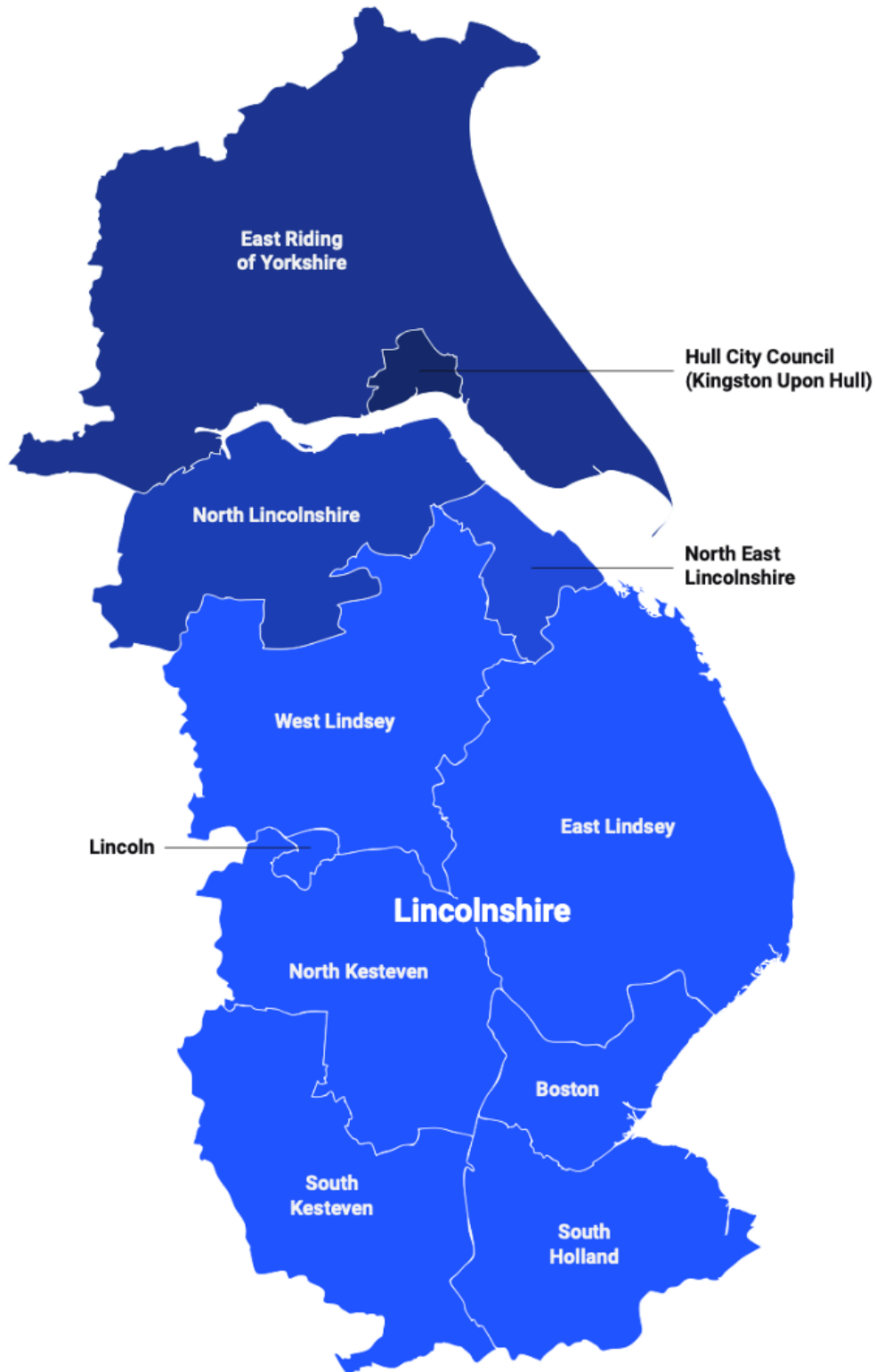


Figure 4.1: Map of relevant local authorities

4.1.32. ABP also consulted with Parish and Town Councils (in accordance with section 42(1)(a) of the 2008 Act, and Schedule 1 of the APFP Regulations), including:

- Immingham Town Council
- Stallingborough Parish Council
- South Killingholme Parish Council
- North Killingholme Parish Council
- Easington Parish Council
- Great Coates Parish Council
- Healing Parish Council
- Paull Parish Council
- Skeffling Parish Council
- Sunk Island Parish Council
- Ulceby Parish Council

4.1.33. As well as consulting with the above bodies, ABP also consulted with other local authorities in the vicinity of the development which were consulted with on a neighbouring project:

- South Yorkshire Mayoral Combined Authority
- West Yorkshire Combined Authority
- East Riding of Yorkshire Council
- Kingston-Upon-Hull City Council (Hull City Council)

Greater London Authority

4.1.34. Section 42(1)(c) of the 2008 Act does not apply to the Project as the Project site is not located within Greater London. The Greater London Authority was therefore not consulted.

Additional Consultees

4.1.35. Additional consultees were also included because they were consulted with on the neighbouring project.

The full list of consultees is provided in the **Table 5** below:

Table 5: List of the Prescribed Consultees

Consultation Bodies	Reason for inclusion
Able Humber Ports Limited	Additional consultee (consulted on neighbouring project)
Anglian Water	The relevant water and sewage undertaker (Regulation 11 List)
Cadent Gas Limited	The relevant public gas transporter (Regulation 11 List)
Easington Parish Council	Parish or town council in vicinity of project (section 42(1)(a) of the 2008 Act & Regulation 3 & Schedule 1 of the APFP Regulations)

East Lindsey District Council	Local authority (Regulation 11 List)
East Midlands Ambulance Trust	Additional consultee (consulted on neighbouring project)
East Riding of Yorkshire Council	Local authority (Regulation 11 List)
Eclipse Power Network Limited	The relevant electricity distributor with CPO Powers (Regulation 11 List)
Energy Assets Networks Limited	The relevant electricity distributor with CPO Powers (Regulation 11 List)
Energy Assets Pipelines Limited	The relevant public gas transporter (Regulation 11 List)
ES Pipelines Ltd	The relevant public gas transporter (Regulation 11 List)
ESP Connections Ltd	The relevant public gas transporter (Regulation 11 List)
ESP Electricity Limited	The relevant electricity distributor with CPO Powers (Regulation 11 List)
ESP Networks Ltd	The relevant public gas transporter (Regulation 11 List)
ESP Pipelines Ltd	The relevant public gas transporter
Forbury Assets Limited	Additional consultee (consulted on neighbouring project)
Fulcrum Electricity Assets Limited	The relevant electricity distributor with CPO Powers
Fulcrum Pipelines Limited	The relevant public gas transporter
Great Coates Parish Council	Parish or town council in vicinity of project (section 42(1)(a) of the 2008 Act & Regulation 3 & Schedule 1 of the APFP Regulations)
GTC Pipelines Limited	The relevant public gas transporter (Regulation 11 List)
Harlaxton Energy Networks Limited	The relevant electricity distributor with CPO Powers (Regulation 11 List)
Harlaxton Gas Networks Limited	The relevant public gas transporter (Regulation 11 List)
Healing Parish Council	Parish or town council in vicinity of project (section 42(1)(a) of the 2008 Act & Regulation 3 & Schedule 1 of the APFP Regulations)
Health and Safety Executive	The Health and Safety Executive (Regulation 11 List)
Highways England Historical Railways Estate	Railways (Regulation 11 List)

Historic England	The Historic Buildings and Monuments Commission for England (Regulation 11 List)
Homes England	Homes and Communities Agency
Hull City Council	Additional consultee (consulted on neighbouring project)
Humber Estuary Services – Associated British Ports	Additional consultee (consulted on neighbouring project)
Humber Sea Terminal	Dock and Harbour authority (Regulation 11 List)
Humberside Fire and Rescue Service	The relevant fire and rescue authority (Regulation 11 List)
Humberside Police and Crime Commissioner	The relevant police and crime commissioner (Regulation 11 List)
Immingham Town Council	The relevant parish and town council(s) (Regulation 11 List)
Independent Pipelines Limited	The relevant public gas transporter (Regulation 11 List)
Independent Power Networks Limited	The relevant electricity distributor with CPO Powers (Regulation 11 List)
Indigo Pipelines Limited	The relevant public gas transporter (Regulation 11 List)
Indigo Power Limited	The relevant electricity distributor with CPO Powers
Joint Nature Conservation Committee	Schedule 1, APFP Regulations
Last Mile Electricity Ltd	The relevant electricity distributor with CPO Powers (Regulation 11 List)
Last Mile Gas Ltd	The relevant public gas transporter (Regulation 11 List)
Leep Electricity Networks Limited	The relevant electricity distributor with CPO Powers (Regulation 11 List)
Leep Gas Networks Limited	The relevant public gas transporter (Regulation 11 List)
Lincolnshire County Council	Local authority (Regulation 11 List)
Lincolnshire Wolds AONB Conservation Board	Additional consultee (consulted on neighbouring project)
Marine Management Organisation (MMO)	The Marine Management Organisation / Respondent to Consultation (Regulation 11 List)

Maritime and Coastguard Agency	The Maritime and Coastguard Agency / Respondent to Consultation (Regulation 11 List)
Ministry of Defence	The Secretary of State for Defence (Regulation 11 List)
Mua Electricity Limited	The relevant electricity distributor with CPO Powers (Regulation 11 List)
National Grid Electricity System Operator Limited	The relevant electricity distributor with CPO Powers (Regulation 11 List)
National Grid Electricity Transmission Plc	The relevant electricity distributor with CPO Powers (Regulation 11 List)
National Grid Gas Plc	The relevant public gas transporter (Regulation 11 List)
National Highways Limited	The relevant strategic highways company (Regulation 11 List)
NATS En-Route Safeguarding	Additional consultee (consulted on neighbouring project)
Natural England (HQ)	Natural England / Respondent to consultation (Regulation 11 List)
Natural England (enquiries)	Natural England (Regulation 11 List)
Network Rail Infrastructure Ltd	Railways (Regulation 11 List)
NHS England	The National Health Service Commissioning Board (Regulation 11 List)
NHS Humber and North Yorkshire Integrated Care Board	The relevant Integrated Care Board (Regulation 11 List)
North East Lincolnshire Council	The relevant Highways Authority (Regulation 11 List)
North East Lincolnshire Council	The Local Planning Authority (Regulation 11 List)
North East Lindsey Drainage Board	The relevant internal drainage board / Respondent to consultation (Regulation 11 List)
North Killingholme Parish Council	Parish or town council in vicinity of project (section 42(1)(a) of the 2008 Act & Regulation 3 & Schedule 1 of the APFP Regulations)
North Lincolnshire Council	Local authority (Regulation 11 List)
North Lincolnshire Council (Highways)	Additional consultee (consulted on neighbouring project)
Northern Gas Networks Limited	The relevant public gas transporter (Regulation 11 List)

Northern Lincolnshire and Goole NHS Foundation Trust	Additional consultee (consulted on neighbouring project)
Northern Power Grid Yorkshire PLC	Category 3 Parties
Northern Powergrid (Northeast) Limited	The relevant electricity distributor with CPO Powers (Regulation 11 List)
Optimal Power Networks Limited	The relevant electricity distributor with CPO Powers
Paull Parish Council	Parish or town council in vicinity of project (section 42(1)(a) of the 2008 Act & Regulation 3 & Schedule 1 of the APFP Regulations)
Port of Grimsby - Associated British Ports	Dock and Harbour authority (Regulation 11 List)
Port of Immingham - Associated British Ports	Dock and Harbour authority (Regulation 11 List)
Quadrant Pipelines Limited	The relevant public gas transporter (Regulation 11 List)
Royal National Lifeboat Institution ()	Non-prescribed Consultation Body (Regulation 11 List)
Royal Mail Group	Universal Service Provider / Respondent to consultation (Regulation 11 List)
Scotland Gas Networks Plc	The relevant public gas transporter (Regulation 11 List)
Secretary of State for Transport	Schedule 1 of the Infrastructure Planning
Skeffling Parish Council	Parish or town council in vicinity of project (section 42(1)(a) of the 2008 Act & Regulation 3 & Schedule 1 of the APFP Regulations)
South Killingholme Parish Council	Parish or town council in vicinity of project (section 42(1)(a) of the 2008 Act & Regulation 3 & Schedule 1 of the APFP Regulations)
South Yorkshire Mayoral Combined Authority	Additional consultee (consulted on neighbouring project)
Southern Gas Networks Plc	The relevant public gas transporter (Regulation 11 List)
Squire Energy Limited	The relevant public gas transporter (Regulation 11 List)
Stallingborough Parish Council	The relevant parish and town council(s) (Regulation 11 List)

Sunk Island Parish Council	Parish or town council in vicinity of project (section 42(1)(a) of the 2008 Act & Regulation 3 & Schedule 1 of the APFP Regulations)
The Canal & River Trust	Schedule 1, APFP Regulations
The Civil Aviation Authority	Schedule 1, APFP Regulations
The Coal Authority	The Coal Authority (Regulation 11 List)
The Crown Estate	The Crown Estate Commissioners (Regulation 11 List)
The Electricity Network Company Limited	The relevant electricity distributor with CPO Powers (Regulation 11 List)
The Environment Agency	Site Boundary Land Interest
The Environment Agency	The Environment Agency (also Schedule 1, APFP Regulations)
The Forestry Commission	Schedule 1, APFP Regulations
The Humber Bridge Board	Additional consultee (consulted on neighbouring project)
The Maritime and Coastguard Agency - Hull marine office	The Maritime and Coastguard Agency - Regional Office (Regulation 11 List)
Trinity House	Trinity House (Regulation 11 List)
UK Health Security Agency	UK Health Security Agency (Regulation 11 List)
UK Power Distribution Limited	The relevant electricity distributor with CPO Powers (Regulation 11 List)
Ulceby Parish Council	Parish or town council in vicinity of project (section 42(1)(a) of the 2008 Act & Regulation 3 & Schedule 1 of the APFP Regulations)
Utility Assets Limited	The relevant electricity distributor with CPO Powers (Regulation 11 List)
Vattenfall Networks Limited	The relevant electricity distributor with CPO Powers (Regulation 11 List)
Wales and West Utilities Ltd	The relevant public gas transporter (Regulation 11 List)
West Lindsey District Council	Local authority / Respondent (Regulation 11 List)
West Yorkshire Combined Authority	Additional consultee (consulted on neighbouring project)

Yorkshire and the Humber Ambulance Service NHS Trust	The relevant NHS Trust (Regulation 11 List)
Yorkshire Electricity Group Plc	Site Boundary Land Interest

S42(1)(d) consultees (land interests) - for the first Statutory Consultation

- 4.1.36. Additional statutory undertakers with the potential to hold an interest in land within the Project site were also identified as section 42(1)(d) land interests.
- 4.1.37. Section 42(1)(d) of the 2008 Act states that the applicant must consult each person who is within one or more of Category 1, Category 2 or Category 3 as set out in Section 44 (see paragraph 4.1.26 (d)).
- 4.1.38. Accordingly, ABP carried out diligent inquiry to identify any persons falling within these categories affected by the Project and included them in the Statutory Consultation. The persons so identified are listed in the Book of Reference **[TR030008/APP/3.1]**. In accordance with section 42 of the 2008 Act, persons with an interest in the land within the Order limits (i.e., the proposed Site Boundary) under section 44 of the 2008 Act, were identified through diligent inquiry, undertaken on behalf of ABP, and involved identifying any Category 1, 2 or 3 persons as described at 4.1.26 (d).
- 4.1.39. The approach taken to identifying any Category 1, 2 and 3 interests (i.e., the diligent inquiry process undertaken) is included in more detail in section 7 of the Statement of Reasons but included the following methods outlined below:
- 4.1.40. **Title information:** Land Registry data was used to create land ownership parcels and obtain title information. All land within the identified limits was parcelled and each parcel was given a unique reference number. The Land Registry titles were interrogated, and all information recorded against the relevant parcels. Land Registry data was also refreshed at regular intervals to identify new interests. Where new interests were found, land interest questionnaires were issued, and the process outlined below was followed to verify their details. This was also supplemented by desktop referencing and the use of publicly available information. Details for registered companies were checked through the use of company registers such as Companies House.
- 4.1.41. **Land Interest Questionnaires:** Title information was verified using 'land interest questionnaires.' These were issued to all land interests within the Order limits and asked landowners to confirm the information taken from the Land Registry and to obtain any additional information from those not identified through the Land Registry. Where land interest questionnaires were not returned, direct contact was sought with the owner or occupier of the property, this included phone calls and emails.
- 4.1.42. **Environmental Impact Assessment information:** As part of the preparation of the PEIR, ABP's environmental specialists were assisting in identifying receptors potentially impacted by the Project with a view to whether there are any 'Category 3' persons who might have a 'relevant claim' as defined by section

44(6) of the 2008 Act – relating to matters such as noise and vibration. These findings were then reviewed as further assessments and information became available as the Project progressed.

- 4.1.43. **Utilities searches:** Utility searches Linesearch and Digdat were carried out to confirm any utility interests within the Order limits. Those companies flagged as potentially holding an interest in the Order limits were then contacted by both email and phone to confirm.
- 4.1.44. The combination of the above land referencing activities undertaken for the diligent inquiry process identified a list of section 44 persons to be consulted under section 42(1)(d) for the first Statutory Consultation. It was later reviewed and amended as appropriate for the purposes of the second Statutory Consultation.
- 4.1.45. Utility providers and other similar bodies having or possibly having a right to keep equipment on, in or over the land within the Order limits, were also identified. Such parties that were believed to have a possible interest in the Order limits were included in the list of persons to be consulted under section 42(1)(d) for the Statutory Consultation. The interest held by each utility provider and other similar bodies whose services may be affected by the Project are also identified in the Book of Reference [TR030008/APP/3.1].
- 4.1.46. At the first Statutory Consultation, 108 land interest consultees were identified. After a change to the proposed Site Boundary, a further 31 land interest consultees were identified and consulted on at the second Statutory Consultation. A full list of prescribed consultees identified in accordance with section 42(1)(d) (land interests) for the first and second Statutory Consultations is provided in the Book of Reference [TR030008/APP/3.1].

Section 47: local community consultees

- 4.1.47. Section 47 of the 2008 Act sets out an applicant's duty to consult the local community about a proposed application. Section 47 specifically requires the preparation of 'a statement setting out how the applicant proposes to consult, about the proposed application, those people living in the vicinity of the land' – ABP complied with this obligation by preparing, agreeing and publishing the first SoCC for the first Statutory Consultation and then the second SoCC in respect of the second Statutory Consultation.
- 4.1.48. In developing the SoCC, regard must be had to the EIA Regulations. Regulation 12 of those EIA Regulations stipulates that the SoCC must set out whether the proposal is EIA development and, if so, how the applicant intends to publicise and consult on Preliminary Environmental Information. The first and second SoCC contained information confirming that the Project was an EIA development, and provided details about how the Preliminary Environmental Information for the Project would be made accessible in the PEIR.
- 4.1.49. Chapter 3 above provides details of the production of the first and second SoCC for the Project and the identification of the consultation zone which was used for the section 47 consultation, which was agreed with the relevant local authority, NELC.

4.1.50. A plan showing the consultation zone for the Project was included in the first and second SoCC (as ‘Figure 3: Map showing mail-out area’ on page 8 of the first SoCC) – an extract of which is provided below at **Figure 4.2**. A copy of the first SoCC is provided at Appendix A.4.

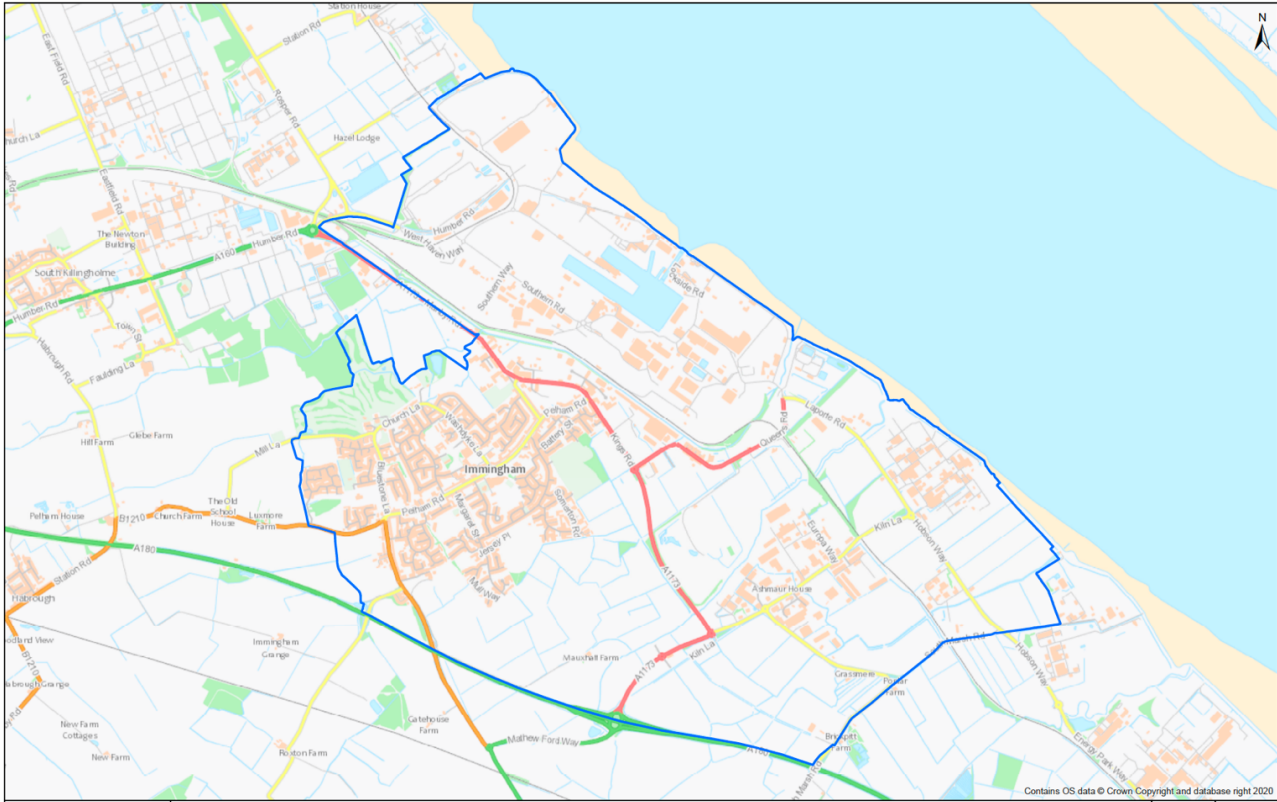


Figure 4.2: Extract from page 8 of first SoCC, “Figure 3: Map showing mailout area”

- 4.1.51. The consultation zone identified was the basis for the distribution of consultation materials during both the first and second Statutory Consultation in accordance with the requirements of the Advice Note 14.
- 4.1.52. For the first Statutory Consultation, a mail out was undertaken to all residences and businesses within the consultation zone, providing information about the consultation and consultation activities.
- 4.1.53. In addition to notifying those ‘people living in the vicinity of the land’, ABP also sought feedback on the proposals from all business/operators located within the Port and from local businesses located within the consultation zone.
- 4.1.54. In order to identify the addresses to be used for the mail out to the consultation zone for the Project, the following was undertaken:
- ABP updated the targeted list from the Project Launch phase to match early changes to the proposed Site Boundary.
 - ABP compiled a list of addresses for all known businesses/operators (tenants, licences and occupiers) within the statutory Port estate.
 - For land outside the statutory Port estate, ABP used software to produce the list of addresses and a search of the Index Map held by the Land Registry was

undertaken, and relevant title documents (Official Copy Registers) were obtained and reviewed in order to identify all relevant titles and addresses. In addition, where relevant, manual searches of the Land Registry's Free Map Search tool were undertaken to check information and to ensure all addresses within the consultation zone were captured.

- 4.1.55. Parish Councils and Immingham Town Council were consulted in addition to residents and businesses within the consultation zone (**Figure 4.2**).
- 4.1.56. ABP also sought feedback on the proposals from members of the general public within the consultation radius through both the notices published in the local media and via a mail out, both providing information on the Project and detailing how members of the public could get further information and provide their feedback. Further information is provided at 4.1.92.
- 4.1.57. No hard-to-reach groups to which the Project might be of relevance were identified in consultation with the local authorities when consulting with them on the draft SoCC for the first Statutory Consultation.
- 4.1.58. The Applicant was also guided by the local authorities on which, if any, vulnerable groups in the area should be included in the consultation. The Applicant asked in the SoCC for any groups that may have protected characteristics (for example, religion, ethnicity, or disability) be identified, and would adapt engagement activities to ensure they are inclusive for the specific characteristics of the group(s). No specific groups were identified in consultation on the SoCC.
- 4.1.59. There were a number of instances where correspondence issued within the mail out area was returned by Royal Mail. The objective on receipt of the undelivered correspondence was to ascertain the correct address or reissue them to the occupier of the address where it would be physically possible for them to receive the correspondence.
- 4.1.60. The Applicant re-issued correspondence, where it was able to ascertain alternative addresses or named occupiers. A number of the re-issued correspondence was returned to the Applicant by Royal Mail. These were all logged, and no further action was taken.

Who was consulted

- 4.1.61. A full list of the prescribed consultees is provided in Table 5, indicating how the consultation bodies were identified (i.e., under the Regulation 11 List, by virtue of section 42(1)(a) of the 2008 Act and Regulation 3 and Schedule 1 of the APFP Regulations or as an addition made to the list by ABP for completeness.) It should be noted that this list of the prescribed consultees has been used by ABP in undertaking both the first and second Statutory Consultations.
- 4.1.62. In addition to the prescribed consultees outlined above, 108 land interest consultees were identified and consulted on at the first Statutory Consultation. A full list of prescribed consultees identified in accordance with section 42(1)(d) (land interests) is provided in the Book of Reference **[TR030008/APP/3.1]**.

There was some overlap with prescribed consultees and land interest consultees. The following prescribed consultees also fell into the land interest consultee category:

- Air Products (BR) Limited
- Anglian Water
- Anglian Water Services Limited
- Cadent Gas Limited
- Energy Assets Utilities Limited
- Immingham Town Council
- National Grid Gas Plc
- Polynt Composites UK Limited
- Phillips 66
- North East Lincolnshire Council
- Northern Power Grid Yorkshire Plc
- Yorkshire Electricity Group Plc

4.1.63. The Statutory Consultation was designed to fulfil the requirements for consultation on a DCO application under Sections 42 and 47 of the 2008 Act. In doing so, it:

- Involved local authorities, communities and statutory consultees early in the Application process to bring about benefits for all parties;
- Raised awareness and built understanding of the proposals among people living in the vicinity, or those potentially impacted by wider effects;
- Allowed people potentially affected by the proposals to provide feedback as the Projects developed, so that their views could influence the decision-making process and the final Application;
- Communicated with those being consulted to help them understand what could be influenced and why;
- Communicated proportionately to the scale of the proposal;
- Clearly communicated to those affected by the proposal as to how their comments have shaped the proposal;
- Built lasting, positive relationships with key local stakeholders to allow open discussions around the proposals.

4.1.64. It was important to the Applicant that the consultation undertaken for the Project met the above objectives. As such, the Applicant was guided by five key principles, namely:

- **Openness and transparency** – making information available to stakeholders and the local community openly and with transparency.
- **Providing opportunities to get involved** – co-ordinating inclusive and accessible engagement and consultation events and providing feedback mechanisms to ensure that stakeholders and the public can be fully involved if they so wish.

- **Sharing information and understanding** – providing up to date information about the Project as it develops via a range of channels, helping the public and stakeholders to better understand what is being proposed.
- **Listening and responding** – being open to suggestions about how the Project could be improved and appropriate mitigation whilst also providing timely feedback to stakeholders and the public.
- **Respect** – ensuring that everyone is treated with respect throughout the process.

Consultation dates

4.1.65. For the first Statutory Consultation, a period of over 28 days was provided to all section 42 consultees, commencing on Monday 9 January 2023 and ending at 23:59pm on 20 February 2023. The consultation period ran for a total of 42 days.

Providing feedback and deadline for comments

- 4.1.66. Respondents were asked to provide all feedback and comments by 23:59 on Monday 20 February 2023. However, ABP continued to accept responses from consultees and members of the wider community beyond the first Statutory Consultation end date.
- 4.1.67. Unless specified below, all consultation responses were required to be made in writing by:
- Visiting a drop-in session and filling out a feedback questionnaire on the day;
 - Downloading and completing the online feedback questionnaire;
 - Emailing a copy of the questionnaire to the Applicant at enquiries@imtinghamget.co.uk;
 - Downloading the feedback questionnaire and posting it to the Applicant at IGET, PO Box 76780, LONDON, WC1A 9SJ; or
 - Requesting a hard copy of the feedback questionnaire or picking one up at a drop-in session with a pre-paid stamped addressed envelope and returning the completed copy to the Applicant via post.
 - Alternatively, respondents could:
 - i. Email the Applicant at enquiries@imtinghamget.co.uk
 - ii. Write to the Applicant at the following address - PO Box 76780, LONDON, WC1A 9SJ (Quoting Reference: Immingham Green Energy Terminal – a pre-paid stamped addressed envelope was provided on request free of charge)
- 4.1.68. The range of methods for people to submit feedback listed above allowed for an inclusive and far-reaching consultation, accessible to those who wanted to submit feedback either in-person or virtually.
- 4.1.69. Consultees could contact the Project team about requesting hard copies of the consultation documents, booking free of charge telephone surgery appointments, and for general enquiries via email or freephone throughout the first Statutory Consultation period.

4.1.70. Comments via social media were not counted as formal responses to the consultation process and not taken into account.

Sending letters and emails publicising the consultation

4.1.71. Letters and emails were drafted to accompany a brochure and feedback form for the first Statutory Consultation. These were tailored to each stakeholder group and are outlined below.

Sending letters and emails to prescribed consultees

4.1.72. Under regulation 13 of the EIA Regulations, the applicant is required to send a copy of the section 48 notice to the consultation bodies and any person notified to the applicant in accordance with regulation 11(1)(b). The consultation bodies are defined in the EIA Regulations to include consultees prescribed under sections 42(1)(a) and 43 of the 2008 Act. The letters to section 42(1)(a) (prescribed consultees) and section 42(1)(b) (relevant local authorities) consultees therefore explained that they were prescribed consultees under the 2008 Act and also the EIA Regulations and enclosed the section 48 notice as well as the other section 42 consultation material. An example of the letter sent to the section 42(1)(a)-(b) consultees, enclosing the section 48 notice, is provided at Appendix H.1.

4.1.73. The letters provided an overview of the Project, explained that it was an EIA development and how consultees could respond to the Statutory Consultation. The letters also explained that the PEIR, its non-technical summary and the SoCC could all be accessed online to view and download free of charge on ABP's dedicated Project consultation website, from the start of the first Statutory Consultation.

4.1.74. The letters also provided details of the consultation events that were to take place, the deposit locations where documents could be viewed online, information on how to request a USB free of charge containing the documents or paper copies of the materials (subject to a responsible copying charge for certain documents, up to a maximum cost of £300).

4.1.75. The letters confirmed that the Statutory Consultation would take place between 9 January and 23:59 pm on 20 February 2023, and invited consultees to provide comments in writing on the Project proposals and/or submit feedback before the close of consultation at 23:59pm on 20 February 2023. Where possible comments received after that date have nevertheless been taken into account despite being received after the deadline.

4.1.76. ABP sent hard copies of letters to all prescribed consultees, MMO and local authorities via courier on Monday 9 January 2023. A courier service was used as strike action from Royal Mail throughout late December, combined with possible delays from the Christmas period, led ABP to take the decision to courier letters to prescribed consultees to ensure they were received on time for the start of the first Statutory Consultation.

4.1.77. Where possible, ABP also sent copies of the letters and associated documents via email. Emails were sent from Monday 9 January to Wednesday 11 January 2023, and also provided links to the consultation website.

- 4.1.78. Included with all letters to the section 42 prescribed consultees, MMO and local authorities – whether sent in hard copy by post, or electronically by email – were copies of the consultation materials comprising the following enclosures:
- Letter introducing the Project, as described above (Appendix H.1);
 - Combined section 47 and 48 notice; (Appendix C.1);
 - Brochure, as described below; (Appendix H.5); and
 - Feedback form, as described below. (Appendix H.7)

- 4.1.79. An example of the section 42 notice letter sent by email to the parties falling under section 42(1)(a) (prescribed consultees), 42(1)(aa) (MMO) and 42(1)(b) (relevant local authorities) are provided at Appendix H.1.

Sending letters to land interest consultees

- 4.1.80. The Section 42 Land Interest Consultees listed in the Book of Reference were notified of the first Statutory Consultation by letter, which was couriered to the consultees identified above to avoid complications from a Royal Mail strike taking place in early January 2023.
- 4.1.81. The letter provided an overview of the Project, explained that it was an EIA development and how consultees could respond to the consultation. The letters also explained that the PEIR, its non-technical summary and the SoCC could all be accessed online to view and download free of charge on ABP's dedicated Project consultation website, from the start of the first Statutory Consultation.
- 4.1.82. The letters explained that ABP had identified the recipient as a Land Interest consultee under section 42 (1)(d) of the 2008 Act, and accordingly they were being consulted with on the Project.
- 4.1.83. The letters also provided details of the consultation events that were to take place, the deposit locations where documents could be viewed in person and online, information on how to request a USB free of charge containing the documents or paper copies of the materials (subject to a responsible copying charge for certain documents, up to a maximum cost of £300).
- 4.1.84. The letters confirmed that the first Statutory Consultation would take place between 9 January and 23:59 pm on 20 February 2023, and invited consultees to provide comments or feedback in writing on the Project proposals and/or submit feedback before the close of the first Statutory at 23:59pm on 20 February 2023, after which comments may not be considered.
- 4.1.85. On Monday 9 January 2023, each prescribed consultee received the following materials in their parcel:
- Letter introducing the Project, consultation, and describing status at prescribed consultee in the consultation process
 - Physical copy of feedback form
 - Copy of combined section 47 and section 48 notice
 - Copy of consultation brochure, describing the Project and how consultees can comment on the proposals
 - Copy of map indicating proposed Site Boundary of the Project

f. Copy of map(s) indicating the stakeholder's land interest(s) in the area

4.1.86. A copy of the section 42 notice letter sent by post to the section 42(1)(d) (land interests) is provided at Appendix H.1.

Unregistered Land Consultees

4.1.87. In addition, on 9 January 2023, ABP put on display unregistered land posters within the locality of the Project site, in relation to unregistered land in respect of which it had, at the time, not yet been able to ascertain the ownership.

4.1.88. A copy of the unregistered land poster and evidence of the unregistered land posters on display is provided at Appendix H.4.

Section 46: Duty to notify Secretary of State

4.1.89. Aligned with formal statutory consultation under section 42 is the requirement to notify the Secretary of State under section 46 of the 2008 Act. Section 46(2) of the 2008 Act requires this to be undertaken on or before the commencement of the statutory consultation under section 42 and the applicant must provide the same information as is proposed to be used for the section 42 consultation.

4.1.90. On Friday 6 January 2023, ABP's consultants AECOM wrote to PINS (in their role on behalf of the Secretary of State) to provide formal notification of the commencement of the Statutory Consultation for the Project, which was to commence the following working day, on Monday 9 January 2023. In accordance with section 46(1) of the 2008 Act, enclosed with this letter were copies of the information that was provided to consultees identified under section 42 of the 2008 Act. A copy of the letter sending it (sent by email on Friday 6 January 2023) is provided at Appendix I.1.

4.1.91. The acknowledgement letter received from PINS (on behalf of the Secretary of State) in response, dated Monday 9 January 2023, is included in Appendix I.2.

Sending letters, brochure, and feedback forms to the local community

4.1.92. In order to notify the local community of the Statutory Consultation, ABP sent brochures to approximately 5,000 homes within the consultation radius – see Figure 4.2. The contents of the brochure are described in more detail below. These brochures were sent via Royal Mail First Class and were delivered on Monday 9 January 2023 in line with the start of the first Statutory Consultation period.

4.1.93. The following week on Monday 16 January 2023, ABP sent a reminder letter to encourage people to come to the Statutory Consultation events in the coming weeks and enclosed a physical copy of the feedback form. These letters and feedback forms were sent via Royal Mail First Class.

4.1.94. A copy of the brochure (H.5), letter (H.1), and feedback form (H.7) can be found in Appendix H.

Publication of section 48 notices

4.1.95. A section 48 notice publicising the Project was published in the prescribed manner, namely in accordance with Regulation 4(2) and with reference to Regulation 4(3) of the APFP Regulations.

- 4.1.96. The requirement for publication of the section 48 notice for this Project was for it to appear for at least two successive weeks in one or more local newspapers circulating in the vicinity of the Project site, and once in each of the following (i) a national newspaper, (ii) the London Gazette, (iii) Lloyd's List and (iv) an appropriate fishing trade journal.
- 4.1.97. As the section 48 notice was combined with the section 47 notice, it was therefore published in the same newspapers, on the same dates in the following publications:
- Fishing News, page 25 on Thursday 12 January 2023
 - Grimsby Telegraph, page 37 on Monday 9 January 2023
 - Grimsby Telegraph, page 39 on Wednesday 15 February 2023
 - Lincolnite, online on Monday 9 January 2023
 - Lloyd's List, page 8 on Monday 9 January 2023
 - London Gazette, page 302 on Monday 9 January 2023
 - The Times, legal notices on Monday 9 January 2023
- 4.1.98. In accordance with Regulation 13 of the EIA Regulations a copy of the combined section 47 and 48 notice was also sent to the consultation bodies. Further information is provided in Chapter 7 which discusses consultation under the EIA Regulations.

Collateral

- 4.1.99. ABP created a number of materials to share information about the Project, as described below.

Brochure

- 4.1.100. A short project brochure was shared with those who received the letters and was also published on the dedicated Project website. It introduced both ABP and Air Products, explained the key aims of the proposals, and shared information on high-level next steps for the Project.
- 4.1.101. The brochure included:
- A map of the indicative Site Boundary for the Project
 - An introduction to the Project
 - An overview of the proposals
 - Information on:
 - EIA
 - PEIR
 - Project Launch phase of engagement
 - Statutory Consultation
 - How to have your say
 - Next steps

- 4.1.102. The brochure clearly outlined the dates and times for the consultation events, how consultees could share feedback, and how they could contact the Project team throughout the Statutory Consultation period. It also clearly stated the deadline for feedback on the Project, and provided information on where physical copies of documents could be accessed, as well as offering a webinar should consultees wish to request one.
- 4.1.103. A copy of the brochure is provided at Appendix H.5.

Physical copies of project documents

- 4.1.104. The following physical documents were on display at NELC offices and Immingham Civic Centre from Monday to Friday, 9am to 5pm throughout the first Statutory Consultation period:
- A copy of the PEIR
 - Non-technical summary of the PEIR
 - A copy of the first SoCC
- 4.1.105. If there was a request for a private copy of the above documents, the Project team could fulfil this for a fee of up to £300 to cover the cost of printing, depending on the documents requested.

Exhibition Boards

- 4.1.106. Exhibition boards were displayed at consultation events, and PDF copies of the exhibition boards were made available to view online. Printed copies could be posted on request; however, no requests were received for this service.
- 4.1.107. There were seven boards in total, which described the Project and key information about it in an accessible manner. The boards covered topics as follows:
- Welcome
 - About us
 - Working in Immingham
 - The Planning Process
 - Our proposals
 - Cleaner, greener fuel in the UK
 - Our community
 - The environment
 - Next steps
- 4.1.108. A copy of the boards is provided at Appendix H.6.

Website

- 4.1.109. The website created at Project Launch was updated for the first Statutory Consultation. The website URL (imminghamget.co.uk) was advertised in the brochure and all letters.
- 4.1.110. The website provided all the Statutory Consultation materials online, including:

- Brochure
- Feedback form
- PEIR
- PEIR non-technical summary
- SoCC
- Exhibition boards
- Project plans
- A fly-through video showing an artist's impression of the Project
- Images showing an artist's impression of the Project

4.1.111. Approximately 500 visitors visited the website during the first Statutory Consultation period.

Virtual Consultation Room

4.1.112. To present the consultation events in a virtual format, ABP commissioned a Virtual Consultation Room. This was an online version of the in-person consultation events, where people could view all the same information available at the drop-in sessions online, and interact with the boards, PEIR, SoCC and other materials in a virtual setting.

4.1.113. The Virtual Consultation Room was linked from the website rather than being publicised using its own URL to avoid confusion about which was the main Project website.

4.1.114. Approximately 200 visitors came to the Virtual Consultation Room during the first Statutory Consultation period.

Feedback form

4.1.115. A feedback form was created for people to provide their comments on the Project. The feedback form was shared in the following ways:

- In hard copy, enclosed with letters as outlined above
- In hard copy at consultation events
- In hard copy, posted to consultees upon request
- Online directly on the Project website
- Online to be downloaded from the Project website

4.1.116. A copy of the feedback form in full can be found in Appendix H.7. Question 1 asked about demographic data, and questions 2-8, which asked respondents for their thoughts on the Project, are listed out below:

- Are you satisfied with the information provided? (Y/N)
- Do you support the proposals for the Project? (Y/N)
- Do you think the Project would make a positive contribution to the local economy? (Y/N)

- Do you think the development of projects which enable the UK to move towards green energy, are a priority? (Y/N)
- Do you feel you or people you know would benefit from the employment and training opportunities the Project would create? (Y/N)
- Do you have any comments or questions on the Preliminary Environmental Information Report (PEIR)?
- Do you have any questions or additional comments for us to consider?

4.1.117. In total 39 feedback forms were received from the first Statutory Consultation.

4.1.118. The demographics of the 39 people who filled out feedback forms are broken down as follows:

- 23 local residents or property owners living within approximately 10km of the Project
- 7 town, parish, or county council members
- 7 local business owners or employee operating within approximately 10km of the Project
- 2 other / wider UK residents

4.1.119. Comments from the feedback forms were codified to help the Project team understand the breadth of topics covered in the responses before drafting a formal response. Analysis of the feedback is covered in more detail from 4.1.152.

Email address

4.1.120. A dedicated email address was set up for the Project:
enquiries@imminghamget.co.uk

4.1.121. Throughout the first Statutory Consultation, it was advertised to consultees in the brochure, feedback form, website, letters, and notices. The email address was the key form of contact for consultees to get in touch with the Project team.

4.1.122. Throughout the first Statutory Consultation, a total of 68 emails were received through the Project inbox, from groups broken down as follows:

- 54 responses from prescribed consultees
- 3 responses from non-prescribed consultees
- 11 responses from local residents and groups.

4.1.123. All responses were collated from throughout the first Statutory Consultation period, and feedback was recorded for the technical team to respond to as outlined in at Appendix P.1 & P.2.

Freephone

4.1.124. A freephone line was opened at Project Launch and continued to be available throughout the first Statutory Consultation. The phone line was staffed from 9am to 6pm, Monday to Friday, from Project Launch.

4.1.125. Over the first Statutory Consultation period, three people called the Project team to discuss the Project. One was a resident who wanted more information about

the Project, one was a local worker, and one was a party interested in contracting for the Project in the future.

4.1.126. A full record of notes from these phone calls can be found in Appendix H.9.

Consultation events

4.1.127. For the first Statutory Consultation, face to face consultation drop-in sessions were held at the following venues, dates and times:

- Burton Hall, Immingham Civic Centre, Pelham Road, Immingham DN40 1QF
 - Wednesday 18 January 2023, 08:00-12:00
 - Thursday 19 January 2023, 15:30-19:30
 - Wednesday 1 February 2023, 08:00-12:00
 - Thursday 2 February 2023, 15:30-19:30
- Old Library Building, Immingham Civic Centre, Pelham Road, Immingham DN40 1QF
 - Friday 17 February 2023, 12:00-16:00
 - Saturday 18th February 2023, 10:00-14:00

4.1.128. Across the six sessions, ABP hosted 91 attendees from the local community.

- 39 attendees signed in across 17-18 January, and an additional one who did not sign in
- 24 attendees signed in across 1-2 February, and an additional three who did not sign in
- 21 attendees signed in across 17-18 February, and an additional three who did not sign in

4.1.129. Those who attended had a broad range of interests in the Project. They included local residents, business owners and employees, Land Interest Consultees, and Ward Councillors.

4.1.130. Each event was staffed with a team which represented all relevant disciplines across the Project. This included team members from:

- ABP: staff were present to speak to the role of the Project in the Port and discuss its impact in the area
- Air Products: staff were present to talk to the technical side of the proposed hydrogen production facility and address questions about process and safety
- Gateley Hamer: staff were present to speak with any land interest consultees who attended the sessions, taking details of land owners on Queens Road who could be subject to acquisition negotiations
- AECOM: staff were present to speak to any questions around the PEIR.
- Field Consulting: staff were present to coordinate each event, encourage attendees to share feedback, and make a record of each session.

Webinar

- 4.1.131. ABP offered the option of an online webinar in the section 48 notice and was mentioned in the Project brochure.
- 4.1.132. There was no interest from consultees in attending a webinar and as a result no webinar was held.

PO Box Address

- 4.1.133. A dedicated PO Box address was set up for the Project, allowing consultees to post physical copies of feedback forms to the Project team throughout the first Statutory Consultation. Self-addressed, pre-paid envelopes were provided at the in-person drop-in sessions and could be requested via phone or email.
- 4.1.134. One letter, and ten feedback forms were received through the PO Box address throughout the first Statutory Consultation.

One-to-one meetings with prescribed consultees

- 4.1.135. Some prescribed consultees liaised directly with the Project team to discuss issues that directly impacted them through a range of correspondence methods. These included emails, letters, and meetings. A record of when each stakeholder engaged with the Project team and how is provided in Table 32 in Chapter 6: Ongoing Engagement. This includes all meetings held by the Applicant from Project Launch to the submission of the Application, alongside a summary of the key themes of those meetings.
- 4.1.136. Each stakeholder group outlined in the Table 32 received correspondence notifying them of each Statutory Consultation

One-to-one meetings with land interest consultees

- 4.1.137. In addition, Land Interest Consultees where there was potential for the Project to require compulsory acquisition of their interest should permission be granted received additional targeted consultation through Land Agent Gately Hamer. This was to ensure that all who may be impacted were aware of the proposals from the outset, and those who wished to enter into negotiations with the Project team prior to the Application being submitted could do so.
- 4.1.138. Many Land Interest Consultees liaised directly with the Project team to discuss issues that directly impacted them through a range of correspondence methods. These included emails, letters, and meetings and is included in the Schedule of Negotiations.
- 4.1.139. A record of when each stakeholder engaged with the Project team and how is provided and more detailed information regarding the subjects of each meeting can be found in The Schedule of Negotiations at Appendix A of The Statement of Reasons [TR030008/APP/3.2].
- 4.1.140. A record of key engagement with Land Interest Consultees is included in **Table 32** in Chapter 6: Ongoing Engagement of this Report.
- 4.1.141. Each Land Interest Consultee outlined in the Table 32 also received correspondence notifying them of each Statutory Consultation, which has not been included in Table 32.

4.1.142. Further information on the engagement, meetings and outcomes of this engagement is included in the Schedule of Negotiations.

Considering feedback on the first Statutory Consultation

4.1.143. This section sets out how ABP has complied with its duty under section 49 of the 2008 Act to have regard to consultation responses received.

Section 49 Requirements

4.1.144. Section 49(2) of the 2008 Act requires applicants to have regard to any ‘relevant responses’ received to Statutory Consultation and associated publicity that has been undertaken under sections 42, 47 and 48 of the 2008 Act when deciding whether the actual Application is to be made in the same terms as that which was proposed during the Statutory Consultation periods. “Relevant responses” are those received by the applicant under sections 42, 47 or 48 of the 2008 Act within the deadline specified.

4.1.145. ABP has had regard to and taken fully into account all relevant consultation responses to both the first and second Statutory Consultations. Where possible comments received after the stated deadlines have nevertheless been taken into account despite being received after the deadline.

4.1.146. The DCLG (2015) Guidance on the pre-application process at paragraph 80 sets out the requirements for a Consultation Report, which includes the following:

- ‘set out a summary of relevant responses to consultation (but not a complete list of responses);
- provide a description of how the Application was informed and influenced by those responses, outlining any changes made as a result and showing how significant relevant responses will be addressed;
- provide an explanation as to why responses advising on major changes to a project were not followed, including advice from statutory consultees on impacts;’

4.1.147. Applicants should, therefore, be able to demonstrate that they have acted reasonably in fulfilling the requirements of section 49 of the of 2008 Act.

4.1.148. In this case, ABP has considered all of the consultation responses from section 42(1)(a), (aa), (b) and (d), section 47 and section 48 consultees, received in response to both rounds of statutory consultation and publicity, and throughout the programme of ongoing engagement, until such a point in the design process where the Project needed to be finalised for submission.

4.1.149. The following sections of this chapter sets out a summary of the comments received for the first Statutory Consultation and how ABP has had regard to those comments in preparing the Application. Chapter 5 provides the same analysis for the second Statutory Consultation, while the Applicant’s approach to Ongoing Engagement is summarised in Chapter 6.

Response to first Statutory Consultation

4.1.150. Throughout the first Statutory Consultation period from 9 January 2023 to 20 February 2023, ABP engaged with a broad range of stakeholders both in-person

and virtually across the community. Methods of consultation are outlined in this Report in Chapter 3.

4.1.151. In summary, the Project team received the following responses to the first Statutory Consultation:

- 61 responses from prescribed consultees, via email
- 11 responses from local groups and residents, via email
- 39 responses via feedback forms, received via the website, in physical copies at events, and via post.

Analysing feedback: feedback forms from the first Statutory Consultation

4.1.152. At the end of the first Statutory Consultation, all responses from feedback forms were codified in order to allow ABP to provide technical responses to queries.

4.1.153. As a first step, each feedback form was anonymised with all identifying information removed and comments were listed under each corresponding question. A copy of the feedback form in full can be found in Appendix H.7. Question 1 asked about demographic data, and questions 2-8, which asked respondents for their thoughts on the Project, are listed at 4.1.116.

4.1.154. Underneath each ‘yes or no’ questions, the feedback form also provided freeform sections where consultees could elaborate on their answers to each of the questions above.

4.1.155. **Table 6** below shows an overview of the responses to yes/no questions gathered through feedback forms.

Table 6: Overview of “yes/no” responses received through feedback form

	Yes	No	No answer
Are you satisfied with the information provided? (Y/N)	36 (93%)	1 (2.5%)	2 (5%)
Do you support the proposals for the Project? (Y/N)	35 (90%)	3 (7.5%)	1 (2.5%)
Do you think the Project would make a positive contribution to the local economy? (Y/N)	28 (72.5%)	3 (7.5%)	8 (20%)
Do you think the development of projects which enable the UK to move towards green energy, are a priority? (Y/N)	34 (87.5%)	3 (7.5%)	2 (5%)
Do you feel you or people you know would benefit from the employment and training opportunities the Project would create? (Y/N)	27 (70%)	8 (20%)	4 (10%)

- 4.1.156. As seen above, the majority of people who filled in feedback forms at the first Statutory Consultation were supportive of the Project, and generally felt positively about the benefits it would bring and the information provided.
- 4.1.157. Comments from the feedback forms were codified to help the Project team understand the breadth of topics covered in the responses before drafting a formal response. The following topics were identified from the responses:

Table 7: All themes identified in feedback forms from first Statutory Consultation

Topic	Number of times mentioned in feedback forms
Ammonia storage	1
Ammonia storage – safety	2
Climate change	2
Construction impact – access to utilities	3
Construction impact – air pollution	1
Construction impact – location of project	4
Cost of hydrogen	1
Cost of construction and operation	1
Construction impact – safety	3
Construction impact – traffic management plan	4
Construction impact - timeline	2
Consultation comments – supportive	6
Consultation process – queries	4
Cumulative impacts – COMAH Hazards	1
Drainage	1
Economy, jobs and growth	1
Economy – other priorities	2
Economy, jobs and growth – questions on local impact	12
Economy, jobs and growth – supportive of local impact	23
Ecology – land and marine	2

Electricity source	3
Environmental impact	8
Fishing impact	4
Flood risk	1
Future/other uses	1
Greenwashing	1
Hazardous substances consent	2
Highways impact	3
Human health & safety	3
Hydrogen storage –safety	1
Impact on local transport	1
Impact on recycling centre	1
Jetty location	1
Land interest query	3
Land interest query – business	2
Land interest query – COMAH zone	1
Land location	1
Legal agreements	1
Local hydrogen use	1
Longstrip Wood – protection	3
Longstrip Wood - access	4
Needs and alternatives	1
Operational impact – air pollution	1
Operational impact – noise	5
Operational impact – safety	3
Operational impact – timeline	1
Operational impact – long term effects	1
Pipeline crossings	1
Property value	2

Renewable energy	1
Re-wilding golf course	1
Re-wilding	1
Suitability of Hydrogen	1
Supportive of environmental benefits	5
Tax and profits	1
Traffic – long term increase	3
Water demand requirements – sewer network	1

4.1.158. Of these, the five most frequently mentioned themes in comments from those who filled out feedback forms were as follows:

Table 8: Key themes identified in feedback forms from first Statutory Consultation

Topic	Number of mentions
Economy, jobs and growth – supportive of local impact	23
Economy, jobs and growth – questions on local impact	12
Environmental impact	8
Consultation comments – supportive	6
Supportive of environmental benefits; Operational impact – noise	5

4.1.159. While many comments on the proposals were positive, there were several queries about the local impact – particularly around how the Project may impact the local environment, and what impact it may have on people living in the area.

4.1.160. Overall, there was a generally positive tone to the comments from feedback forms, with many supportive of the proposals, particularly of the new jobs it would bring to the area if the proposals are successful.

4.1.161. Our analysis showed that 32 people were generally supportive of the proposals through their comments in the feedback forms. Full copies of all 39 responses are provided at Appendix H.8.

Analysing feedback: email comments from the first Statutory Consultation

4.1.162. At the end of the first Statutory Consultation, all responses from email comments were codified into key themes in order to allow ABP to provide technical responses to each individual query raised in each email.

- 4.1.163. The majority of responses received via email (61 responses) were from prescribed consultees who provided detailed feedback on the Project, as well as the PEIR. The Project's technical team were key in analysing and responding to this feedback.
- 4.1.164. There were also 11 responses received via email from groups and individuals in the local community. These were combined with the above to provide an overall picture of the key themes raised by all respondents via email below.

Table 9: All themes identified in email responses from first Statutory Consultation

Topic	Number of mentions in correspondence which will need a technical response
Access to Immingham Household Waste Centre	1
Agent of change	1
Air quality impact	4
Archaeological works	1
Archaeological works – surveys	5
Asset protection	1
Biodiversity net gain	2
Byelaws for proposed temporary or permanent works or structures	1
Climate change	1
Construction impact	9
Construction impact – safety	2
Construction impact – traffic management plan	4
Construction impact – highways	3
Construction impact – underwater noise	8
Consultation with ecology groups	1
Cumulative effects – methodology	1
Cumulative impacts – COMAH Hazards	1
Diversions	1
Drainage	1
Easements	2
Economy, jobs and growth	2
Ecology – land and marine	10
Ecology – protected species	5

Energy projects in the area	1
Environmental Permitting Regulations	1
Fishing impact	2
Flood risk	6
Former coalfield	2
Gas pipeline apparatus	3
Ground conditions	6
Ground investigation work	1
Hazardous substances consent	1
Hazardous substances consent – explosive sites	1
Hazardous substances consent – electrical safety	1
Heads of terms	1
Highways impact	1
Human health	4
Human health – COMAH hazards	1
Land Drainage Act 1991 terms for proposed temporary or permanent works or structures	1
Land interest query	5
Land interest query – business	1
Land interest query – construction duration	1
Land interest query – reconfiguring land	1
Land interest query – residential	1
Land location	2
Legal agreements	1
Light pollution	1
Major Accident Hazards	3
Marine impact – coastal processes	3
Marine impact – consents	1
Marine impact – dredging	11
Marine impact – fish ecology	9
Marine impact – invasive species	1

Marine impact – water and sediment quality	3
National security risks	1
Natural gas as fuel	1
Navigational Risk Assessment	2
Needs and alternatives	3
New service crossing	1
No material impact on residents	1
Offshore and onshore elements identified as Site Outside Safeguarding Area	1
Operational impact – safety	2
Operational impact – oil refineries	1
PEIR – clarity of figures	2
Pipeline crossings	1
Pipeline Safety	1
Protection for apparatus	1
Protective provisions	3
Scoping opinion comments	1
Scheduled vessel movements – HAZID	1
Shoreside development to support vessels	1
Siltation and discharge addressed in Flood Risk Assessment	1
SoCC Comments	2
Supportive of environmental benefits	1
Surface water catchment discharge locations	1
Surface water discharge rates	1
Traffic – long term increase	1
Tree loss	4
Tree loss – management plan	1
Trees – ancient woodlands	1
Trees – irreplaceable habitat	2
Vessel movement numbers	1
Waste generation	1

Water diversions	1
Water quality	1
Water supply assessment effects	1
Water demand requirements	12
Water demand requirements – disposal	3
Water demand requirements – sewer network	1

4.1.165. Of these, the five most frequently mentioned topics in comments from those who filled out feedback forms were as follows:

Table 10: Key themes identified in emails from first Statutory Consultation

Topic	Number of mentions
Water demand requirements	12
Marine impact – dredging	11
Ecology – land and marine	10
Construction impact; Marine impact – fish ecology	9
Construction impact – underwater noise	8

4.1.166. Many comments received via email had positive things to say about the Project overall, as well as queries about the potential environmental, marine, and socioeconomic impact of the Project.

4.1.167. There were several groups who required follow up engagement as a result of queries raised in their responses. Further engagement with groups following their responses during the first Statutory Consultation is captured in Chapter 6: Ongoing Engagement.

Process for responding to comments

4.1.168. In order to provide comprehensive responses to all comments received, the Project team took the following steps:

- 1) **Coding comments:** all feedback was broken down into individual comments, which were then assigned a key theme. The themes that arose from this process are captured in Tables 9 and 10 above.
- 2) **Assigning responses:** once each individual comment had been coded, a member of the team on the Project was assigned responsibility for leading the draft response. Lead team members were assigned based on their area of expertise, ensuring that subject matter experts led on responding to the most relevant queries.

- 3) **Drafting responses:** lead team members drafted responses in conjunction with their team of subject matter experts. These were captured in draft Technical Response Tables, the final version of which can be found in Appendix P.1 & P.2.
- 4) **Reviewing responses:** once each lead team member had completed their assigned comments, responses were reviewed by Project managers and the legal team.
- 5) **Aligning responses:** comments from the review were taken on board to ensure all responses across consultees were consistent and aligned with the ES, ensuring consultees could easily find out more information about the response to their query when published in the Application.
- 6) **Responding to consultees:** where a consultee raised a query that required further discussion or clarification, further engagement was undertaken before finalising the response in the Technical Response Tables (Appendix P.1 & P.2). Further engagement undertaken in response to comments from the first Statutory Consultation is referenced in the individual responses where this is applicable in the Technical Response Table.
- 7) **Publishing responses:** all responses have now been published as part of this Application. These can be viewed in the Technical Response Tables in Appendix P.1 & P.2.

Consultation Responses and responding to key themes from first Statutory Consultation

- 4.1.169. The following summary tables divide themes between technical (those addressed in relevant ES chapters [TR030008/APP/6.2]) and non-technical responses.
- 4.1.170. **Table 12** below outlines a summary of the responses received during the first Statutory Consultation by theme.
- 4.1.171. The Technical and Non-Technical Response Tables at Appendix P.1 and P.2 also provide comprehensive information on how feedback was taken into account. The tables demonstrate how ABP, as the Applicant, has taken all relevant consultation responses fully into account, records the regard that has been had to each relevant consultation response and documents whether the comment has resulted in a change to the Project.

Table 11: Summary of section 42 (including section 48) consultation responses by theme

Consultee	Response Theme
Prescribed Consultees	
Humber Conservation	Nature Conservation (Terrestrial) Landscape & Visual Impact
The Coal Authority	Ground Conditions & Land Quality

Anglian Water	Water Use, Water Quality, Coastal Protection, Flood Risk & Drainage Need & Alternatives Socio-Economics Traffic & Transport
Eclipse Power	No comments
Northern Power Grid	Project Detail Query
Witham Drainage / North East Lindsey Drainage Board	Water Use, Water Quality, Coastal Protection, Flood Risk & Drainage
Humber Nature Partnership	Landscape & Visual Impact Historic Environment (Terrestrial)
National Grid	Cumulative Effects
North East Lincolnshire Council	Project Detail Query
Network Rail	Traffic & Transport Construction Impact
Maritime & Coastguard Agency	Navigation
Historic England	Historic Environment
Canal & River Trust	Water Use, Water Quality, Coastal Protection, Flood Risk & Drainage
Environment Agency	Water Use, Water Quality, Coastal Protection, Flood Risk & Drainage Project Detail Query Physical Processes Nature Conservation (Marine Ecology) Ground Conditions & Land Quality
Forestry Commission	Nature Conservation (Terrestrial) Landscape & Visual Impact
Health & Safety Executive	Major Accidents & Disasters
MMO	Physical Processes Nature Conservation (Marine Ecology)

	<p>Marine Water & Sediment Quality</p> <p>Cumulative Effects</p> <p>Underwater noise</p> <p>Marine Plan Conformance Assessment</p>
Royal Mail	Traffic & Transport
UK Health Security Agency	Human Health
Wales & West Utilities	<p>Gas Pipeline Apparatus</p> <p>Ground Conditions</p>
Natural England	<p>Habitats Regulations Assessment</p> <p>European Designated Sites</p> <p>Air Quality</p> <p>Terrestrial Ecology</p> <p>Marine Ecology</p> <p>Ornithology</p> <p>Physical Processes</p> <p>Marine Water & Sediment Quality</p> <p>Cumulative Effects Assessment</p> <p>Socio Economics</p> <p>Human Health & Wellbeing</p>
Local Authorities	
West Lindsey District Council	Traffic & Transport
North East Lincolnshire Council	<p>Socio-Economics</p> <p>Nature Conservation (Terrestrial)</p> <p>Traffic & Transport</p> <p>Landscape & Visual Impact Water Use, Water Quality, Coastal Protection, Flood Risk & Drainage</p> <p>Climate Change</p> <p>Historic Environment</p> <p>Major Accidents & Disasters</p> <p>Health & Wellbeing</p>

Table 12: Summary of section 47 consultation responses by theme from first Statutory Consultation

Consultee	Response Theme
Immingham Oil Terminal	Major Accidents & Disasters
Cadent Gas	Protective Provisions Pipeline Safety Diversions Easements
CLdN Ports	Vessel Calls Marine Transport & Navigation
Lincolnshire Wildlife Trust	Nature Conservation (Terrestrial Ecology) Nature Conservation (Marine Ecology) Cumulative Effects
Polynt Composites UK Limited	Ground Conditions & Land Quality Farm Impact Assessment Needs & Alternatives Traffic & Transport Material Assets & Waste Water Use, Water Quality, Coastal Protection, Flood Risk & Drainage COMAH Zones Human Health & Wellbeing (Air Quality)
DFDS	Marine Transport & Navigation Cumulative Effects Assessment Major Accidents & Disasters Traffic & Transport Nature Conservation (Terrestrial)
Local Resident	Nature Conservation (Terrestrial)
Local Resident	Traffic & Transport Major Accidents & Disasters Socio-Economics

Local Resident	Water Use, Water Quality, Coastal Protection, Flood Risk & Drainage
Local Resident	Major Accidents & Disasters Human Health
Local Resident	Nature Conservation (Terrestrial)
Local Resident	Needs & Alternatives
Local Resident	Socio-Economics
Local Resident	Landscape and Visual Impact Major Accidents & Disasters Human Health
Local Resident	Major Accidents & Disasters Human Health
Local Resident	Socio-Economics
Local Resident	Traffic & Transport
Local Resident	Major Accidents & Disasters
Local Resident	Major Accidents & Disasters
Local Resident	Human Health & Wellbeing Socio-Economics Need & Alternatives
Local Resident	Major Accidents & Disasters Health & Wellbeing
Local Resident	Landscape & Visual Impact
Local Resident	Noise & Vibration Air Quality
Local Resident	Socio-Economics
Local Resident	Need & Alternatives Traffic & Transport Major Accidents & Disasters

Local Resident	Socio-Economics
Local Resident	Socio-Economics
Local Resident	Noise & Vibration Major Accidents & Disasters
Immingham Power Limited	Project Detail Query Air Quality Needs & Alternatives

Table 13: Summary of matters raised during first Statutory Consultation that are not addressed in the ES Chapters [TR030008/APP/6.2]

Consultee	Response Theme
Ministry of Defence / NATS Safeguarding Officer	Other - No comments
Anglian Water	Consultation Process
Witham Drainage / North East Lindsey Drainage Board	Land Use Query
Environment Agency	DCO Process
GTC	Other – No Comments
Infinis Energy	Land Use Query
Queens Road Cafe	Land Use Query
PD Ports	Land Use Query
Network Rail	Land Use Query Project Detail Query
Legal Counsel on behalf of Sembcorp Energy UK Ltd, Capacity Reserve UK Limited & UK Power Reserve Ltd	Project Detail Query
Immingham Oil Terminal	National Security Project Detail Query

Local Resident	DCO Process Query
Local Resident	Project Detail Query
Local Resident	Land Use Query
Local Resident	Land Use Query
Local Resident	Project Detail Query
Local Resident	Land Use Query
Local Resident	Project Detail Query
Local Resident	Land Use Query
Local Resident	General Support
Local Resident	General Support
Local Resident	General Support
Sea Anglers	Project Detail Query
Local Resident	General Support Project Detail Query
Local Resident	Project Detail Query
Local Resident	General Support

4.1.172. After steps 1 to 4 at 4.1.168 were carried out it, a number of minor amendments were made to the Project both in response to the consultation feedback received and as part of the design evolution of the Project.

4.1.173. Following the conclusion of the first Statutory Consultation eight key changes were made to the proposals. These changes were driven by both ongoing design development and the responses received through the first Statutory Consultation.

4.1.174. The changes are described briefly below and were subsequently consulted on as part of the second Statutory Consultation.

- Changes driven by design development
 - **Amendments to the proposed Site Boundary** including removal of the area of land south of Queens Road as design development meant it was no longer required for the proposed pipeline corridor linking the West and East sites.
 - **Marine design changes** including jetty alignment and length; berth arrangement and associated requirements. Further design work was

undertaken to refine the design of the jetty and a single berth design was confirmed as being able to accommodate the full range of vessels expected.

- **Changes to the West Site illustrative layout, elevation and drainage** including changes to the location of Hydrogen Production and Hydrogen Liquefier Units, and the control building alongside the addition of hydrogen compressors and temporary maintenance contractor offices and temporary vehicle maintenance areas. The finished ground level of the Site will also be raised to improve drainage for the Site.
- **Construction vehicle numbers increasing** to deliver additional fill materials for the West Site as a result of the change in elevation.
- **Permanent adjustment to speed limits on Laporte Road** to 30mph to ensure the safety of road users throughout both construction and operation of the Site.
- **Temporary removal of Kings Road street furniture and overhead line works** in four areas of Kings Road to facilitate delivery of oversized loads associated with modular methods of construction.

- Changes driven by consultation responses

- **Changes to the routing of the pipe-rack and Jetty Access Road** in the Long Strip woodland to minimise the impact on the Long Strip woodland as far as possible and retain the most important tree within the Tree Protection Order.
- **Confirmation that a Public Rights of Way diversion (Public Bridleway 36) would be provided temporarily around the main construction area during the construction period.** Also proposed to put appropriate fencing and signing around the construction area to ensure public safety. This includes two areas which currently have some low level recreational use but are not formal Public Rights of Way at the Sea Wall between Immingham Oil Terminal and where Bridleway 36 meets the Sea Wall and the southern part of the Long Strip woodland.

4.1.175. More detail on these changes is included in the respective chapters of the ES [TR030008/APP/6.2].

4.1.176. The second Statutory Consultation where the Applicant consulted on these changes was a key part of our response to the comments received at the first Statutory Consultation.

4.1.177. To supplement this, Table 14 below provides an overview of the key themes from the Technical Response Tables (Appendix P.1 & P.2) for the first Statutory Consultation and how these key themes were addressed in the ES [TR030008/APP/6.2].

Table 14: Addressing key themes from comments in the first Statutory Consultation

Theme	Response
Water demand requirements	<p>Further detail on the Project’s water supply requirements is provided in Chapter 2: The Project and also at section 18.7 of Chapter 18: Water Use of the ES [TR030008/APP/6.2].</p> <p>The operational Project is estimated to require approximately 3,640m³/day of non-potable water to support Phases 1-6 of the hydrogen production facility. The non-potable supply is primarily required to provide cooling water make-up.</p> <p>The hydrogen production facility would also require non-potable water for periodic use including fire water storage and utility stations, but these would be small quantities and would not impact the overall water demand.</p> <p>Agreement has been reached in principle with Anglian Water for the provision of non-potable water to the required standards suitable for use in the site cooling towers for the hydrogen production facility, sufficient for the full project (Phases 1-6). This water is to be transferred to the site from an existing Anglian Water resource. The use of non-potable water for this application will reduce the pressure of the Project on an already water stressed Water Resource zone within the UK. A connection to an existing non-potable water main running the length of Laporte Road would be required (see also the Utilities Statement, [TR030008/APP/7.7]).</p>
Marine impact: dredging	<p>Direct effects of the capital dredge and disposal on fish habitats are assessed in Section 9.8 of Chapter 9: Nature Conservation (Marine Ecology) of the ES [TR030008/APP/6.2].</p> <p>Indirect effects due to hydrodynamic and sedimentary processes have been screened out as the predicted changes are not expected to modify existing subtidal habitat types found in the area.</p> <p>Indirect effects on fish habitats (feeding, spawning and nursery areas) are, therefore, considered to be negligible.</p> <p>Further information is provided in Table 9.17 of the ES [TR030008/APP/6.2].</p>
Marine impact: fish ecology	<p>Direct effects of the capital dredge and disposal on fish habitats are assessed in Section 9.8 of Chapter 9: Marine Ecology of the ES [TR030008/APP/6.2]. Indirect effects due to hydrodynamic and sedimentary processes have been screened out as the predicted changes are not expected to modify existing subtidal habitat types found in the area. Indirect effects on fish habitats (feeding, spawning and nursery areas) are, therefore, considered to be negligible. Further information is provided in Chapter 9: Marine Ecology of the ES [TR030008/APP/6.2] at Table 9.17.</p>

	<p>Mitigation measures (Section 9.9) for fish have been developed as part of the assessment process (including the Shadow HRA [TR030008/APP/7.6]) and through engagement with statutory authorities.</p>
<p>Ecology: land</p>	<p>Chapter 8: Terrestrial Ecology of the ES [TR030008/APP/6.2], identifies limited potential for significant adverse effects on terrestrial ecology features. This is because the Project generally coincides with land of low biodiversity value, and consequently there is (a) little potential for protected and notable species to occur, and (b) surveys have concluded the minimal presence or likely absence of such species.</p> <p>One significant (moderate adverse) terrestrial ecology effect is predicted. This relates to the permanent loss of UK Priority deciduous woodland habitat during Project construction as a result of the routing of the pipeline and jetty access road (Work No. 2) through the Long Strip woodland. Whilst the NPSfP is the policy against which the Application will be determined, this impact would result in a conflict with local planning policy, as well as being adverse for nature conservation at the Borough level. Although appropriate compensation is proposed in relation to loss of parts of the woodland, in the Woodland Compensation Strategy [TR030008/APP/6.8], however, the time it will take the new planting to mature will mean that in the short to medium term it does not provide the equivalent habitat to the existing woodland. Therefore, the residual effect is assessed as remaining significant.</p> <p>No other likely significant ecological effects on designated nature conservation sites, habitats or species are predicted during Project construction, operation or decommissioning.</p>
<p>Construction impact: underwater noise</p>	<p>A full Underwater Noise Assessment of potential effects of underwater noise and vibration from the Project on marine fauna is included in Chapter 9: Marine Ecology at Appendix 9.B [TR030008/APP/6.4].</p> <p>In order to reduce the level of potential impact associated with underwater noise and vibration on fish and marine mammals during construction (piling), a number of mitigation measures are proposed including the use of soft start procedures, the use of vibro piling where possible with seasonal/night time piling restrictions specifically for migratory fish species, and JNCC piling protocols for marine mammals².</p>

² Joint Nature Conservation Committee (JNCC). (2010). Statutory nature conservation agency protocol for minimising the risk of injury to marine mammals from piling noise.

	<p>Further details are provided in the marine ecology assessment in Chapter 9: Nature Conservation (Marine Ecology) of the ES [TR030008/APP/6.2].</p>
<p>Economy, jobs and growth: supportive of local impact</p>	<p>Direct impacts are the jobs and Gross Value Added (GVA) supported directly by the economic activities associated with the Project. Employment requirements are established based on the type and nature of construction. The GVA during the construction period is £35m of which over £24m is projected to remain in North East Lincolnshire.</p> <p>The Project is anticipated to provide an average of 627 net jobs during the construction period with the likely peak workforce anticipated to be 1,012 jobs during phase 1 (792 landside jobs and 220 marine jobs). During operation, the total net employment is anticipated to be 207 jobs.</p> <p>Further information on local employment and growth impact can be found in Chapter 23, Socio-economics of the ES [TR030008/APP/6.2], in particular:</p> <ul style="list-style-type: none"> ● Table 23.15 Average Net Construction Employment from the Project ● Table 23.18 Net Employment of the proposed development in operation ● Table 23.16 Gross Value Added from the Project during the construction phase ● Table 23.19 Summary of potential impact, mitigation measures and residual effects
<p>Economy, jobs and growth: questions on local impact</p>	<p>Chapter 23, Socio-economics of the ES [TR030008/APP/6.2], sets out the local socio-economic impact of the Project on the region of North East Lincolnshire. A full breakdown of the employment opportunities and GVA the Project will create can be found at:</p> <ul style="list-style-type: none"> ● Table 23.15 Average Net Construction Employment from the Project ● Table 23.18 Net Employment of the proposed development in operation ● Table 23.16 Gross Value Added from the Project during the construction phase ● Table 23.19 Summary of potential impact, mitigation measures and residual effects
<p>Environmental impact</p>	<p>The ES [TR030008/APP/6.2] outlines the potential impacts of the Project and the measures which would be put in place to mitigate these across 26 chapters each dealing with key issues from marine</p>

	<p>and terrestrial ecology to ornithology, water quality and transport and traffic impacts.</p>
<p>Consultation comments: supportive</p>	<p>The Applicant has undertaken a comprehensive programme of consultation and engagement as set out in both the first and second SoCCs (Appendix A.4 and B.4) and as required by necessary legislation and guidance.</p> <p>The Applicant welcomes the support for both the Project and the approach taken to consultation.</p>
<p>Supportive of environmental benefits</p>	<p>The Applicant welcomes the support for the Project and the environmental benefits.</p> <p>As set out in Chapter 19: Climate Change of the ES [TR030008/APP/6.2], the Project is anticipated to produce 300 MW of green hydrogen, once fully operational at full capacity, the equivalent of up to 9.5 billion MJ per annum.</p> <p>Depending on market demand, it is estimated that this will meet up to 3% of Government’s hydrogen production capacity target.</p> <p>The hydrogen is intended to be used in the decarbonisation of industry in the UK, including in the heavy transport sector.</p> <p>Immingham provides easy and central access to the UK’s road network to facilitate wider distribution of liquidised hydrogen. By way of context, if all the hydrogen produced was used to fuel HGVs, in substitution of other fuels used in road transport, this could eliminate approximately 704,634 tonnes of greenhouse gas emissions each year, totalling 21,757,414 tonnes over 25 years.</p> <p>Further information on the impact on greenhouse gas emissions is included in Chapter 19: Climate Change of the ES [TR030008/APP/6.2].</p>
<p>Operational impact: noise</p>	<p>Section 7.8 of Chapter 7: Noise of the ES [TR030008/APP/6.2] presents an assessment of the impacts and effects of noise during the construction, operational and decommissioning phases of the Project on local Noise Sensitive Receivers (“NSR”), including the closest receptors in Immingham.</p> <p>The operational assessment in Section 7.8 covers both daytime and night-time periods. Measures to avoid significant adverse effects, and minimise and mitigate other adverse effects at NSRs, in accordance with national noise policy, is presented in Section 7.9 of Chapter 7 as appropriate.</p>

Compliance with the SoCC

4.1.178. Section 47(7) requires that the applicant must carry out consultation in accordance with the proposals set out in their SoCC. This Chapter, the following Chapters and the SoCC compliance summary (provided at Appendix B.5) demonstrate how the commitments outlined in the SoCC have been complied with, in accordance with section 47(7) – both in respect of the first and second Statutory Consultations. The SoCC compliance summary identifies each of the commitments made in the SoCC and provides details about how these have been met by ABP in the delivery of the Statutory Consultations.

Chapter 5: Second Statutory Consultation

- 5.1.1. This chapter outlines all activities undertaken and responses received during the second Statutory Consultation, which took place from **Wednesday 24 May to Thursday 20 July 2023**.
- 5.1.2. The principal purpose of the second Statutory Consultation was to seek the views of statutory consultees, the local community and other interested groups and individuals on a series of minor amendments proposed to the Project as a response to both changing design and the feedback from the first Statutory Consultation.
- 5.1.3. There were the eight key changes to the proposals consulted on as part of the second Statutory Consultation. These changes are summarised below, with further detail provided at 4.1.174.
- Amendments to the proposed Site Boundary
 - Marine design changes including jetty alignment and length; berth arrangement and associated requirements
 - Routing of the pipe-rack and Jetty Access Road in the Long Strip woodland
 - West Site illustrative layout, elevation and drainage
 - Construction vehicle numbers increasing to deliver additional fill materials for the West Site
 - Permanent adjustment to speed limits on Laporte Road
 - Public Rights of Way diversion (Public Bridleway 36) and removal of informal access in two areas
 - Temporary removal of Kings Road street furniture and overhead line works.

Second Statement of Community Consultation (SoCC)

Approach to the second SoCC


- 5.1.4. As a result of the feedback from the first Statutory Consultation period, as well as the evolution of design throughout the period following the first Statutory Consultation, ABP made changes to the Project design and a decision was made that further statutory consultation would be undertaken to obtain stakeholders and the local community's views on these changes.
- 5.1.5. In order to consult on these changes, the SoCC which was consulted on during September and October 2022 needed to be updated to include provision for subsequent periods of Statutory Consultation, which was not included in the original SoCC.
- 5.1.6. The first SoCC was updated to include provision for a second Statutory Consultation and any subsequent rounds of statutory consultations (as appropriate). A copy of the second SoCC is available at Appendix B.4.
- 5.1.7. The Applicant replicated the same approach to consultation on the second SoCC as for the first, set out at 3.1.13, including consultation with the same local authorities.

Consultation on the second SoCC

- 5.1.8. The second SoCC was then shared with NELC and the other local authorities included in Table 15 below on Monday 3 April 2023 with a request for any comments to be provided within 32 days from Tuesday 4 April 2023, ending at 11:59pm on Friday 5 May 2023, in order to inform the proposed approach to be taken for the second Statutory Consultation with the local community under section 47 of the 2008 Act. It should be noted that in compliance with section 47(3) of the 2008 Act, the Council was, therefore, given a period of more than 28 days beginning with the day after the day on which they received the consultation documents to provide comments on the draft second SoCC for the second Statutory Consultation. Additional time beyond the statutory 28-day period was given in order to account for bank holidays during the consultation period.
- 5.1.9. On Friday 28 April 2023, emails were again sent to the local authorities who were yet to respond on the second SoCC to provide a general reminder that the deadline for comments on the draft second SoCC was approaching on Friday 5 May 2023. An example of the reminder email is provided at Appendix B.3.
- 5.1.10. Feedback from local authorities is summarised in **Table 15** below.

Table 15: Feedback from local authorities on the second SoCC (April-May 2023)

Local authority	Response to draft SoCC
NELC (Responsible local authority)	Received Thursday 11 May 2023: “Morning [REDACTED], We have reviewed the amended SOCC and welcome the changes to include further public consultation. Many thanks [REDACTED]”
North Lincolnshire Council	No response received
Lincolnshire County Council	No response received
West Lindsey District Council	Dear [REDACTED] APPLICATION REFERENCE NO: 146564 Guildhall Marshall’s Yard Gainsborough Lincolnshire DN21 2NA Telephone [REDACTED] Web www.west-lindsey.gov.uk Your contact for this matter is: [REDACTED] 12th April 2023

	<p>PROPOSAL: Written Enquiry - Draft Statement of Community Consultation for review LOCATION: Immingham Green Energy Terminal</p> <p>“Thank you for your consultation of the draft Statement of Community Consultation document for second and any subsequent rounds of consultation dated 3rd April 2023 for the Immingham Green Energy Terminal.</p> <p>Having read through the document by the Associated British Ports it is considered to be comprehensive with suitable alternatives given if face to face activities are either unable to be completed or receive low attendance due to any interested parties still having concerns following the COVID pandemic. Therefore, the detail and procedures set out in the Statement of Community Consultation for second and any subsequent rounds of consultation are considered appropriate and acceptable.</p> <p>Yours sincerely  Senior Development Management Officer On behalf of West Lindsey District Council”</p>
East Lindsey District Council	No response received
East Riding of Yorkshire Council	No response received
Hull City Council	No response received

Publication of the second SoCC

- 5.1.11. The Applicant replicated the approach to publication of the first SoCC as outlined from 4.1.12.
- 5.1.12. To publicise the second SoCC, the section 47 notice was again drafted and combined with the section 48 notice publicising the Application and the second Statutory Consultation. This combined notice was published in the same outlets as the first SoCC as outlined at 4.1.15 and included local press circulating in the vicinity of the Project site on 24 May, in the Grimsby Telegraph and The Lincolnite. Further detail on these notices is provided from 5.1.49. A copy of the notice, as published, in the Grimsby Telegraph is provided at Appendix D.2.
- 5.1.13. As the section 47 and section 48 notices were combined, the section 47 notice publicising the SoCC was also published in the publications and on the dates outlined in 5.1.50.
- 5.1.14. The second SoCC was also available on the Project website to view and download free of charge from 24 May 2023 and physical copies of the second SoCC were available to view at the locations below from 24 May 2023:

- Immingham Civic Centre, Pelham Rd, Immingham DN40 1QF
- NELC Offices: Municipal Offices, Town Hall Sq, Grimsby DN31 1HU

5.1.15. The SoCC remained on display beyond the second Statutory Consultation period to allow those who were interested the opportunity to view a physical copy of the SoCC.

Identifying Consultees

5.1.16. The Applicant undertook the same approach to identifying consultees as outlined in Chapter 4, using the same list of consultees identified for the first Statutory Consultation at **Table 5** and the land interest consultees referenced at 4.1.46 for the second Statutory Consultation.

5.1.17. The Applicant did however identify a number of additional contacts and additional land interest consultees following the first Statutory Consultation who were included and consulted as part of the second Statutory Consultation. At the first Statutory Consultation, 108 land interest consultees were identified as referred to at 4.1.46 and 4.1.62 of this Report. Ahead of the second Statutory Consultation 104 land interest consultees were identified. An additional 31 land interest consultees (in addition to the 104) were identified and consulted as part of the second Statutory Consultation. This included the additional prescribed consultees outlined in **Table 16** below.

5.1.18. A full list of consultees identified in accordance with section 42(1)(d) (land interests) for both the first and second Statutory Consultations is provided in the Book of Reference [**TR030008/APP/3.1**].

5.1.19. The Applicant also removed a number of contacts following confirmation that they no longer held an interest in the property as a result of the first Statutory Consultation.

Table 16: Additional prescribed consultee contacts added to the second Statutory Consultation

Name	Reason for Inclusion
Northern Power Grid (7 new contacts added)	S42(1)(d) land interest in addition to being the relevant electricity distributor with CPO Powers
BT Limited	S42(1)(d) land interest in addition to being the relevant telecoms provider

Consultation dates

5.1.20. For the second Statutory Consultation, a consultation period of over 28 days was provided to all section 42 consultees, commencing on Wednesday 24 May 2023 and ending at 23:59pm on Thursday 20 July 2023. The consultation period ran for a total of 57 days.

5.1.21. An original consultation end date of Friday 30 June for the second Statutory Consultation had initially been publicised, however following the publication of

additional notices to satisfy section 48(1) of the 2008 Act the consultation was extended. This is explained further at 5.1.51.

Providing feedback and deadline for comments

- 5.1.22. Respondents were initially asked to provide all feedback and comments by 23:59 on Friday 30 June 2023. However, as outlined above and explained further from 5.1.51 this deadline was extended to 23:59 on Thursday 20 July 2023.
- 5.1.23. As in the first Statutory Consultation ABP continued to accept responses from consultees beyond the second Statutory Consultation end date, which are included in the relevant response tables (Appendix Q.1 & Q.2).
- 5.1.24. The methods to provide feedback replicated those from the first Statutory Consultation as set out in Chapter 4 at 4.1.67.
- 5.1.25. As in the first Statutory Consultation responses were required to be in writing and comments via social media were not to be counted as formal responses to the consultation process and not taken into account.

Sending letters and emails publicising the consultation

- 5.1.26. The same approach from the first Statutory Consultation was undertaken in the second Statutory Consultation with letters and emails drafted to accompany a brochure and feedback form for the second Statutory Consultation. These were again tailored to each stakeholder group as outlined in Chapter 4 from 4.1.71.

Sending letters and emails to prescribed consultees

- 5.1.27. The letters to section 42(1)(a) (prescribed consultees) and section 42(1)(b) (relevant local authorities) consultees enclosed the section 48 notice as well as the other section 42 consultation material. An example of the letter sent to the section 42(1)(a)-(b) consultees, enclosing the section 48 notice, is provided at Appendix K.1.
- 5.1.28. The letters provided an overview of the amendments to the Project and explained how consultees could respond to the consultation. The letters also explained that the PAR, updated SoCC and previous materials from the first Statutory Consultation could all be accessed online to view and download free of charge on ABP's dedicated Project consultation website, throughout the second Statutory Consultation.
- 5.1.29. The letters also provided details of the consultation events that were to take place, the deposit locations where documents could be viewed in person and online, information on how to request a USB free of charge containing the documents or paper copies of the materials (subject to a responsible copying charge for certain documents, up to a maximum cost of £300).
- 5.1.30. The letters confirmed that the second Statutory Consultation would take place between 24 May and 23:59 pm on 30 June 2023, and invited consultees to provide comments in writing on the Project proposals and/or submit feedback before the close of consultation at 23:59pm on 30 June 2023, after which comments may not be considered. As per 5.1.51 this date was later extended to 20 July 2023.

- 5.1.31. ABP sent hard copies of letters to all prescribed consultees via Royal Mail on Wednesday 24 May.
- 5.1.32. Where possible, ABP also sent copies of the letters and associated documents via email. Emails were sent from Wednesday 24 May to Friday 26 May 2023, and also provided links to the consultation website.
- 5.1.33. Included with all letters to the section 42 prescribed consultees – whether sent in hard copy by post, or electronically by email – were copies of the consultation materials comprising the following enclosures:
- Letter introducing the changes to the Project; (Appendix K.1)
 - Combined section 47 and 48 notice; (Appendix D.1 & D.3)
 - Brochure, as described below; (Appendix K.5)
 - Feedback form, as described below. (Appendix K.7)
- 5.1.34. An example of the section 42 notice letter sent by email to the section 42(1)(a) (prescribed consultees), 42(1)(aa) (MMO) and 42(1)(b) (relevant local authorities) are provided at Appendix K.1.
- 5.1.35. There were a number of instances where correspondence issued within the mail out area were returned by Royal Mail. The objective on receipt of the undelivered correspondence was to ascertain the correct address or reissue them to the occupier of the address where it would be physically possible for them to receive the correspondence.
- 5.1.36. The Applicant re-issued correspondence, where it was able to ascertain alternative addresses or named occupiers. A number of the re-issued correspondence were returned to the Applicant by Royal Mail. These were all logged and no further action was taken.

Sending letters to land interest consultees

- 5.1.37. The Section 42 Land Interest consultees listed in the Book of Reference **[TR030008/APP/3.1]** were notified of the second Statutory Consultation by letter, which was couriered to the consultees. This included all Land Interest consultees identified as part of the first Statutory Consultation and any others identified thereafter.
- 5.1.38. The letters provided an overview of the amendments to the Project and explained how consultees could respond to the consultation. The letters also explained that the PAR, updated SoCC and previous materials from the first Statutory Consultation could all be accessed online to view and download free of charge on ABP's dedicated Project consultation website, throughout (and after) the second Statutory Consultation.
- 5.1.39. The letters explained that ABP had identified the recipient as a Land Interest consultee under section 42(1)(d) of the 2008 Act, and accordingly they were being consulted with on the Project.
- 5.1.40. The letters also provided details as outlined at 4.1.73 and 4.1.74.
- 5.1.41. On Wednesday 24 May 2023, each land interest consultee received the following materials in their parcel:

- a. Letter introducing changes to the Project, the second Statutory Consultation, and describing status at a land interest consultee in the consultation process
 - b. Physical copy of feedback form
 - c. Copy of combined section 47 and section 48 notice
 - d. Copy of consultation brochure, describing the changes to the Project and how consultees could comment on the proposals
 - e. Copy of map indicating proposed Site Boundary of the Project
 - f. Copy of map(s) indicating the stakeholder's land interest(s) in the area
- 5.1.42. A copy of the section 42 notice letter sent by post to the section 42(1)(d) (land interests) is provided at Appendix K.1.

Unregistered Land Consultees

- 5.1.43. On 24 May, ABP put on display unregistered land posters within the locality of the Project Site, in relation to unregistered land in respect of which it had, at the time, not yet been able to ascertain the ownership.
- 5.1.44. A copy of the unregistered land poster and evidence of the unregistered land posters on display is provided at Appendix K.4.

Section 46: Duty to notify Secretary of State

- 5.1.45. As outlined for the first Statutory Consultation, on Monday 3rd April 2023, ABP's consultants AECOM wrote to the PINS (in their role on behalf of the Secretary of State) to provide formal notification of the commencement of the second Statutory Consultation for the Project which was to commence on Wednesday 24 May 2023. A copy of this letter is provided at Appendix L.1.
- 5.1.46. The acknowledgement letter received from the PINS (on behalf of the Secretary of State) in response, is included in Appendix L.2.

Sending letters, brochure, and feedback forms to the local community

- 5.1.47. ABP replicated the approach from the first Statutory Consultation as set out at 4.1.92, delivering letters, brochures and feedback forms to 5,000 homes within the consultation radius via Royal Mail – see consultation zone at **Figure 4.2**.
- 5.1.48. A copy of the brochure, letter, and feedback form can be found in Appendix K.

Publication of section 48 notices

- 5.1.49. As set out from 4.1.97, ABP again publicised the second Statutory Consultation in accordance with the section 48(1) of the 2008 Act, with a combined section 47 and 48 notice.
- 5.1.50. Notices were initially published in the following newspapers:
- Grimsby Telegraph, page 41 on Wednesday 24 May 2023
 - Lloyd's List, page 12 on Wednesday 24 May 2023
 - London Gazette, page 10,393-10,394 on Wednesday 24 May 2023
 - The Times, legal notices on Wednesday 24 May 2023

- The Lincolnite, online on Wednesday 24 May 2023
- Fishing News, page 26 on Thursday 25 May 2023

Copies of these notices are available at Appendix D.2.

- 5.1.51. A second Grimsby Telegraph notice was due to be published on Wednesday 31 May 2023. However, due to an administrative error this notice was not published. In order to fulfil the requirements of the 2008 Act for notices *'to appear for at least two successive weeks in one or more local newspapers circulating in the vicinity of the Project site'* the Applicant undertook to republish all notices and extended the consultation period accordingly.
- 5.1.52. A second round of notices were therefore published in the following newspapers:
- Grimsby Telegraph, page 41 on Wednesday 14 June 2023
 - Grimsby Telegraph, page 41 on Wednesday 21 June 2023
 - The Lincolnite, online on Wednesday 14 June 2023
 - The Lincolnite, online on Wednesday 21 June 2023
 - Lloyd's List, page 12-15 on Wednesday 14 June 2023
 - London Gazette, page 11,894-11,895 on Thursday 15 June 2023
 - The Times, legal notices on Tuesday 20 June 2023
 - Fishing News, page 26 on Thursday 22 June 2023

Copies of these notices are available at Appendix D.4.

- 5.1.53. With the final notice appearing in Fishing News on Thursday 22 June 2023, the second Statutory Consultation was extended by 28 days from this date, as required by the 2008 Act, concluding on Friday 20 July 2023.
- 5.1.54. In accordance with Regulation 13 of the EIA Regulations a copy of the combined section 47 and 48 notice was also sent to the consultation bodies. Further information is provided in Chapter 7, which discusses consultation under the EIA Regulations.

Collateral

- 5.1.55. ABP replicated its approach to collateral from the first Statutory Consultation as outlined from 4.1.99 with updated versions of the below collateral produced for the Second Statutory Consultation.

Brochure

- 5.1.56. A short project brochure was shared with those who received the letters and was also published on the dedicated project website.
- 5.1.57. The brochure included:
- A map of the updated indicative boundary of the Project
 - An introduction to the Project proposals

- An overview of the changes to the proposals since the first Statutory Consultation
- Information on:
 - Engagement so far
 - Second Statutory Consultation
 - Changes to the proposals
 - EIA
 - Getting Involved
 - Consultation Events
 - Have Your Say

5.1.58. Other information was included as outlined at 4.1.102.

5.1.59. A copy of the brochure is provided at Appendix K.5.

Physical copies of project documents

5.1.60. In addition to the hard copy documents outlined at 4.1.104 the following additional documents were on display at NELC Offices and the Immingham Civic Centre from Monday to Friday, 9am to 5pm throughout the second Statutory Consultation period:

- A copy of the PAR
- A copy of the second SoCC

5.1.61. If there was a request for a private copy of the above documents, the Project team could fulfil this for a fee of up to £300 to cover the cost of printing, depending on the documents requested.

Exhibition Boards

5.1.62. Exhibition boards were displayed at consultation events, and PDF copies of the exhibition boards were made available to view online. Printed copies could be posted on request; however, no requests were received for this service.

5.1.63. There were five boards in total, which described the changes to the Project and next steps in an accessible manner. The boards covered topics as follows:

- Welcome
- About us
- Changes to the proposals
- Further changes to the proposals
- Next steps

5.1.64. A copy of the boards is provided at Appendix K.6.

Website

- 5.1.65. The website (www.imminghamget.co.uk) used for both Project Launch and the first Statutory Consultation was updated for the second Statutory Consultation and its address was included in the brochure and all letters.
- 5.1.66. As previously, it provided all relevant documents and information shared at in person consultation events. This included:
- Brochure
 - Feedback form
 - PAR
 - PAR non-technical summary
 - Second SoCC
 - Exhibition boards
 - Project plans
 - Section 47 and 48 notice
- 5.1.67. All documentation from the first Statutory Consultation remained on the website and still remains.
- 5.1.68. 545 visitors came to the website during the second Statutory Consultation period, generating 1,464 individual page views.

Virtual Consultation Room

- 5.1.69. The Virtual Consultation Room used in the first Statutory Consultation remained accessible and included all the information from the first Statutory Consultation.

Feedback form

- 5.1.70. A feedback form was created for people to provide their comments on the changes to the Project. The feedback form was shared in the same ways as during the first Statutory Consultation as noted at 4.1.91.
- 5.1.71. A copy of the feedback form in full can be found in Appendix K.7. Question 1 asked about demographic data, and questions 2-6, which asked respondents for their thoughts on the Project, are listed out below:
- Are you satisfied with the information provided? (Y/N)
 - Do you support the overall IGET proposals in principle? (Y/N)
 - Do you support the changes to the proposals? (Y/N)
 - Do you have any comments on the changes we have made to the proposals?
 - Do you have any questions or additional comments for us to consider?
- 5.1.72. In total 12 feedback forms were received during the second Statutory Consultation, six via post, five via email and one during the public exhibitions.
- 5.1.73. The demographics of the 12 people who filled out feedback forms are broken down as follows:

- 7 residents or property owners living or owning a property within approximately 10km of the Project
- 1 resident
- 1 local business owner or employee operating within approximately 10km of the Project
- 3 other

5.1.74. Comments from the feedback forms were codified to help the Project team understand the breadth of topics covered in the responses before drafting a formal response. Analysis of the feedback is covered in more detail later in this chapter.

Email address

- 5.1.75. The email address remained open throughout the second Statutory Consultation and was included in all key collateral.
- 5.1.76. Throughout the second Statutory Consultation, a total of 56 emails were received through the Project inbox, from groups broken down as follows:
- 39 responses from prescribed consultees
 - 12 responses from land interest consultees
 - 5 responses from local residents and groups.
- 5.1.77. All emails were collated from throughout the second Statutory Consultation period, and feedback was recorded for the technical team to respond to where such comments related to matters addressed in the ES [TR030008/APP/6.2].

Freephone

- 5.1.78. The freephone line remained open throughout the second Statutory Consultation and was included in all key collateral.
- 5.1.79. Over the second Statutory Consultation period, four people called the Project team to discuss the consultation. This included requests for consultation documents on a USB to be posted, questions about the extent of the proposed Site Boundary and following up on previous discussions had during in person meetings with Gately Hamer.
- 5.1.80. A full record of notes from these phone calls can be found in Appendix K.9.

PO Box Address

- 5.1.81. The PO Box address remained open throughout the Second Statutory Consultation.
- 5.1.82. Six feedback forms were received through the PO Box address throughout the second Statutory Consultation period.

Consultation events

- 5.1.83. For the second Statutory Consultation, given the scale of the changes and comprehensive nature of the first Statutory Consultation, it was agreed that two face to face consultation drop-in sessions would be held rather than the six

events held during the first Statutory Consultation. Events were held at the following venues, dates and times:

- Burton Hall, Immingham Civic Centre, Pelham Road, Immingham DN40 1QF
 - Thursday 22 June 2023, 14:00 - 18:00
 - Saturday 24 June 2023, 10:00 - 14:00

5.1.84. Across both sessions, ABP hosted 19 attendees from the local community.

- 14 attendees signed in and attended on 22 June.
- 5 attendees signed in and attended on 24 June.

5.1.85. Those who attended had a broad range of interests in the Project. They included local residents, business owners and employees and land interest consultees.

5.1.86. Each event was staffed as it was in the first Statutory Consultation as noted at 4.1.130.

Webinar

5.1.87. ABP offered the option of an online webinar in the section 48 notice and was mentioned in the Project brochure.

5.1.88. There was not sufficient demand from consultees in attending a webinar (only a single enquiry) and as a result no webinar was held.

One-to-one meetings with prescribed consultees

5.1.89. As in the first Statutory Consultation, some prescribed consultees liaised directly with the Project team to discuss issues that directly impacted them through a range of correspondence methods. These included emails, letters, and meetings. A record of when each stakeholder engaged with the Project team and how is provided in Table 32 in Chapter 6: Ongoing Engagement of this Report.

5.1.90. As in the first Statutory Consultation, each stakeholder group outlined in Table 32 received correspondence notifying them of each Statutory Consultation, which has not been included in Table 32.

One-to-one meetings with land interest consultees

5.1.91. As in the first Statutory Consultation a number of Land Interest consultees continued to liaise directly with the Project team to discuss issues that directly impacted them through a range of correspondence methods. These included emails, letters, and meetings.

5.1.92. A record of key engagement with land interest consultees is included in **Table 32** in Chapter 6: Ongoing Engagement of this Report.

5.1.93. Each Land Interest consultee outlined in **Table 32** also received correspondence notifying them of each Statutory Consultation, which has not been included in **Table 32**.

5.1.94. Further information on this engagement including meetings and outcomes is included in the Schedule of Negotiations at Appendix A of The Statement of Reasons [**TR030008/APP/3.2**].

One to one meetings with other stakeholders and interested parties

5.1.95. The Applicant also continued to engage with other stakeholders and interested parties. Details of such meetings and engagement are also included in Table 32 in Chapter 6: Ongoing Engagement.

Considering feedback from second Statutory Consultation

5.1.96. This section sets out how ABP has complied with its duty under section 49 of the 2008 Act to have regard to consultation responses received.

5.1.97. All relevant legislation and guidance is referenced in Chapter 4 at 4.1.2 and was followed in the same manner for the second Statutory Consultation as it was in the first Statutory Consultation.

Response to second Statutory Consultation

5.1.98. Throughout the second Statutory Consultation period from 24 May 2023 to 20 July 2023, ABP engaged with a broad range of stakeholders both in-person and virtually across the community.

5.1.99. As noted at 5.1.21, the original second Statutory Consultation period was due to run from 24 May to 30 June 2023. The end date of the consultation was subsequently extended to 20 July 2023, with stakeholders notified of the extended deadline to respond to the second Statutory Consultation via the section 47 and section 48 notices, and via a notification on the website and at drop-in sessions.

5.1.100. In summary, the Project team received the following responses to the second Statutory Consultation:

- 35 responses from prescribed consultees, via email
- 17 responses from non-prescribed consultees, via email
- 5 responses from local groups and residents, via email
- 12 responses via feedback forms, received via the website, in physical copies at events, and via post.

Analysing feedback: feedback forms from the second Statutory Consultation

5.1.101. At the end of the second Statutory Consultation, all responses from feedback forms were codified in order to allow ABP to provide technical responses to queries.

5.1.102. As a first step, each feedback form was anonymised with all identifying information removed and comments were listed under each corresponding question. A copy of the feedback form in full can be found in Appendix K.7.

5.1.103. The demographics of the 12 people are included at 5.1.73.

5.1.104. **Table 17** below shows an overview of the responses to yes/no questions gathered through feedback forms.

Table 17: Overview of “yes/no” responses received through feedback form at second Statutory Consultation

	Are you satisfied with the information provided? (Y/N)	Do you support the overall IGET proposals in principle? (Y/N)	Do you support the changes to the proposals? (Y/N)
Yes	8 (67%)	8 (67%)	9 (75%)
No	3 (25%)	3 (25%)	2 (17%)
No answer	0	0	0
Other	1 (8%)	1 (8%)	1 (8%)

5.1.105. As seen above, the majority of people who filled in feedback forms at the second Statutory Consultation were supportive of the Project and the proposed changes.

5.1.106. Comments from the feedback forms were codified to help the Project team understand the breadth of topics covered in the responses before drafting a formal response. The following topics in **Table 21** were identified from the responses:

Table 18: Themes identified in feedback forms from second Statutory Consultation

Topic	Number of times mentioned in feedback forms
Access to watercourses	1
Construction impacts - traffic	1
Consultation - processes (supportive)	4
Consultation - processes (queries)	4
Consultation - timescales	1
DCO process	2

Environmental impacts - potential	2
Green energy - support	7
House price impacts	1
Project Site Boundary	4
Project timescales	4
Proximity to residences	1
Safety - material storage	1
Safety - major incidents	2
Social economic benefits - jobs and growth	2
Support for project	2

5.1.107. Of these, the five most frequently mentioned themes in comments from those who filled out feedback forms were as follows:

Table 19: Key themes identified in feedback forms from second Statutory Consultation

Topic	Number of mentions
Support for green energy	7
Consultation comments – supportive	4
Consultation comments – queries	4
Project Site Boundary	4
Project timescales	4

5.1.108. Overall, there was a generally positive tone to the comments from feedback forms, with supportive comments for green energy and the approach to consultation around the second Statutory Consultation.

5.1.109. Our analysis showed that 9 people or 75%, were supportive of the changes to the proposals through their comments in the feedback forms. Full copies of all 12 responses are provided at Appendix K.8.

Analysing feedback: email comments from the second Statutory Consultation

5.1.110. At the end of the second Statutory Consultation, all responses from email comments were codified into key themes in order to allow ABP to provide technical responses and non-technical where comments did not relate to issues covered in the ES, to each individual query raised in each email.

5.1.111. The majority of the responses received via email were from prescribed consultees who provided detailed feedback on the Project, as well as the PAR. The Project’s technical team were key in analysing and responding to this feedback.

5.1.112. There were also 5 responses received via email from groups and individuals in the local community. These were combined with the above to provide an overall picture of the key themes raised by all respondents via email below.

Table 20: All themes identified in email responses from second Statutory Consultation

Topic	Number of mentions in correspondence
Highways	1
No comment	14
Boundaries	2
Marine design changes	1
Flooding	2
Paths	1
Consultation itself	1
European designated sites	1
Long Strip Woodland	3
Construction Vehicles	1
Traffic management assessment	1
Road Safety assessment	1
Trip Generations	1
Trip distribution and assignment	1
Travel Plan	1
Benthic ecology	1
Fish	1
Underwater noise	2
Dredge and disposal	2
Environmental Impact Assessment	1
Navigational Risk Assessment	1
Hazard Identification Study (“HAZID”)	1
Biodiversity net gain	1

Assessment of marine impact	1
Economic development	1
Net Zero	1
Speed limit adjustments	1
Address enquiry	2
Query on general plans	1
Contact information	1
Incorrect information	1
Meeting arranging	2
Limits of deviation query	1
Property mortgage account query	1
Request to remove former trustees	1
Gateley Hamer fee proposal query	1
Preferred method of feedback query	1
Case officer contact details	3
Sponsorship enquiry	1
Webinar query	1
Routing of pipe rack & Jetty Access Road in the Long Strip woodland	1
Request for consultation documents on USB	2

5.1.113. Of these, the most frequently mentioned topics in comments from those who responded via email are outlined in Table 21 below:

Table 21: Key themes identified in emails from second Statutory Consultation

Topic	Number of mentions
No comment or no change to response	14
Impact of Long Strip Wood	3
Project Site Boundary	2
Underwater noise	2
Flooding	2
Dredge & disposal	2

5.1.114. Of the emails received, there were a number of emails noted as ‘acknowledgments’ of the letter about the second Statutory Consultation and noted an intent to respond at a later date without doing so in that particular response. Others provided responses or noted that they had no comments or no change to their previous consultation response. There were also responses that fell into ‘other’ categories for example requesting copies of documentation or seeking support for local sports teams.

5.1.115. There were a number of groups who required follow up engagement as a result of queries raised in their responses. Further engagement with groups following their responses during the second Statutory Consultation is captured in Chapter 6: Ongoing Engagement.

Process for responding to comments

5.1.116. The same approach to responding to comments was adopted as in the first Statutory Consultation, set out at 4.1.172.

5.1.117. Table 22 below outlines a summary of the responses received during the second Statutory Consultation by theme.

5.1.118. The Response Tables at Appendix Q.1 and Q.2 also provide comprehensive information on how feedback was taken into account. The tables demonstrate how ABP, as the Applicant, has taken all relevant consultation responses fully into account, records the regard that has been had to each relevant consultation response and documents whether the comment has resulted in a change to the Project.

Table 22: Summary of section 42 (including section 48) consultation responses by theme

Consultee	Response Theme
Prescribed Consultees	
North East Lindsey Drainage Board	Water Use, Water Quality, Coastal Protection, Flood Risk and Drainage
Environment Agency	Material, Assets & Waste Water Use, Water Quality, Coastal Protection, Flood Risk and Drainage
Coal Authority	Ground Conditions & Land Quality
Network Rail	Traffic & Transport
Natural England	Marine Ecology European Designated Sites Terrestrial Ecology Marine Ecology Habitats Regulations Assessment
Canal & River Trust	Water Use, Water Quality, Coastal Protection, Flood Risk and Drainage
Maritime & Coastguard Agency	Navigation
Marine Management Organisation	Marine Ecology Marine Water & Sediment Quality
National Highways	Traffic & Transport
NHS Humber & North Yorkshire	General Support Socio-Economics
Historic England	Historic Environment
Anglian Water	Water Supply Water Use, Water Quality, Coastal Protection, Flood Risk and Drainage Diversions Foul Water Cumulative Effects

Royal Mail	Traffic & Transport
Local Authorities	
West Lindsey District Council	Traffic & Transport

Table 23: Summary of section 47 consultation responses by theme (second Statutory Consultation)

Consultee	Response Theme
Lincolnshire Wildlife Trust	Terrestrial Ecology Landscape & Visual Impact Historic Environment Marine Ecology
CLdN Port	Project Detail Query Marine Transport & Navigation
Polynt Composites UK Limited	Project Detail Query Terrestrial Ecology Landscape & Visual Impact Traffic & Transport
DFDS	Cumulative Effects Major Accidents & Disasters Marine Transport Traffic & Transport
Local Resident	Terrestrial Ecology
Local Resident	Traffic & Transport
Local Resident	Major Accidents & Disasters
Local Resident	Landscape & Visual Impact
Local Resident	Traffic & Transport
Local Resident	Human Health & Wellbeing
Local Resident	Socio Economics

Table 24: Summary of matters raised during second Statutory Consultation that are not addressed in the ES Chapters

Consultee	Response Theme
Lloyd & Jones Engineers	Land Use Query
Brocklesby Estate	Land Use Query
Immingham Town Football Club	Sponsorship Request
DFDS	IERRT
Local Resident	Consultation Process Query
Local Resident	Consultation Process Query
Sea Anglers	Project Detail Query Consultation Process Query
Local Resident	Land Use Query
Local Resident	DCO Process Query Consultation Process Query
Local Resident	Consultation Process Query
Local Resident	Consultation Process Query
Local Resident	Consultation Process Query
Local Resident	DCO Process Query
Local Resident	General Support
Local Resident	General Support DCO Process Query
Local Resident	DCO Process Query
Local Resident	Commercial Matters
Local Resident	General Support
Local Resident	General Support
Local Resident	General Support

Responding to key themes from the second Statutory Consultation

- 5.1.119. Replicating the processes outlined at 4.1.152 and 4.1.162 allowed the Applicant to identify the key themes that emerged from the second Statutory Consultation.
- 5.1.120. The Technical Response Tables at Appendix Q.1 and Q.2 provide comprehensive information on how feedback received was taken into account and how the Applicant responded within the Project.
- 5.1.121. While no material changes have been made to the Application in response to the second Statutory Consultation, the tables demonstrate how the Applicant has taken all relevant consultation responses fully into account and records the regard that has been had to each relevant consultation response.
- 5.1.122. To supplement this, **Table 25** below provides an overview of the key themes from the Technical Response Tables for the second Statutory Consultation and how these key themes were addressed in the ES.

Table 25: Addressing key themes from comments in the second Statutory Consultation

Theme	Response
Construction impact: traffic	<p>The traffic generation associated with the construction and operational phase is set out in Table 11.10 and 11.22 respectively of Chapter 11: Traffic & Transport of the ES [TR030008/APP/6.2], with an hourly breakdown of the construction traffic shown in Tables 11.13 and 11.14.</p> <p>The distribution of construction traffic shown in Tables 11.16 and 11.18 respectively, with the operational impact upon the strategic road network shown in Table 11.23.</p> <p>The construction impact has been assessed as it relates to traffic and transport within Chapter 11: Traffic & Transport of the ES [TR030008/APP/6.2] and is set out in Table 11.27 with the impacts being considered either negligible or minor and therefore not significant.</p>
Operational impact: traffic	<p>The traffic generation associated with the construction and operational phase is set out in Table 11.10 and 11.22 respectively of Chapter 11: Traffic & Transport of the ES [TR030008/APP/6.2], with an hourly breakdown of the construction traffic shown in Tables 11.13 and 11.14.</p> <p>The distribution of construction traffic is shown in Tables 11.16 and 11.18 respectively, with the operational impact upon the strategic road network shown in Table 11.23.</p>

Theme	Response
	<p>As noted at 11.8.41 of Chapter 11: Traffic & Transport of the ES [TR030008/APP/6.2], the operational traffic assessment was scoped out because of predicted low volume of traffic.</p>
<p>Operational impact: health & wellbeing</p>	<p>An assessment of human health and wellbeing impacts arising from emissions of dust, noise, vibration and odors during the construction, operation and decommissioning phases of the Project is set in Chapter 24: Human Health & Wellbeing of the ES [TR030008/APP/6.2]. and draws on assessments set out in Chapter 6: Air Quality and Chapter 7: Noise and Vibration. This is presented in Section 24.8 of Chapter 24 of the ES [TR030008/APP/6.2].</p>
<p>Environmental impact: Long Strip Woodland</p>	<p>The route of the jetty access road and pipe-rack and the associated buildings, which comprise Work No. 2, have been designed to minimise the impacts on the Long Strip woodland and to ensure a veteran tree can be retained as explained further in ES Chapter 3: Need and Alternatives [TR030008/APP/6.2]. The majority of the woodland within the Long Strip would be retained.</p> <p>Through an iterative design process, the Applicant has sought to minimise loss of the trees and in particular to ensure the protection of a veteran tree within this area. The proposed design includes techniques that enable the width of the construction areas, where practicable, to be reduced, for example by the vertical stacking of pipes on a supporting rack / structure in this location. Part of the Long Strip, including the veteran tree, would be retained.</p> <p>Approximately 0.64ha of woodland will be removed from the Long Strip woodland. The loss of part of the woodland from Long Strip is fully assessed in the Arboricultural Impact Assessment at Appendix 8.G [TR030008/APP/6.4] and in this chapter Environmental Statement (“ES”) Chapter 8: Nature Conservation (Terrestrial Ecology) [TR030008/APP/6.2] in section 8.8 as well as ES Chapter 13: Landscape and Visual Impact [TR030008/APP/6.2].</p>

Theme	Response
	<p>An Outline Woodland Compensation Strategy has been prepared [TR030008/APP/6.8]. The Strategy sets out the approach to off-site planting of trees in the Immingham area, as well as enhancement of existing retained on-site woodland, to ensure that the tree loss from the Long Strip is appropriately compensated. Further information is available at section 8.7 of Chapter 8:Nature Conservation (Terrestrial Ecology) of the ES [TR30008/APP/6.2].</p> <p>An Outline Landscape and Ecology Management Plan (Outline LEMP) has been prepared to support the Application [TR30008/APP/6.9]. The Outline LEMP defines the opportunities which are available within the operational Site Boundary to provide landscape and ecological measures to mitigate or compensate for any Project related ecological impacts which arise. The right of way through Long Strip comprises Bridleway 36 and the stretch from Laporte Road to the Sea Wall will be temporarily diverted during Phase 1. This is to enable the construction of works in this area and the use of the temporary construction area on the arable field to the east. Bridleway 36 would be re-opened on its existing alignment after first phase of construction. This is described in ES Chapter 2: The Project [TR30008/APP/6.2].</p>
<p>Environmental impact: terrestrial wildlife</p>	<p>The assessment in Chapter 8: Nature Conservation (Terrestrial Ecology) of the ES [TR030008/APP/6.2] has not identified the potential for any significant effects on local wildlife sites.</p> <p>No requirement for further terrestrial invertebrate surveys has been identified, since relevant species are not specifically protected and appropriate enhancement of retained woodland, as well as compensatory woodland planting, will maintain habitat availability for invertebrates.</p> <p>As noted at in ES Chapter 8: Nature Conservation (Terrestrial Ecology), a Woodland Compensation Strategy [TR030008/APP/6.8] will be agreed with the local planning authority to further define this approach and the strategy secured by DCO Requirement to ensure compliance with Local Planning Policy 41, which states that the council</p>

Theme	Response
	<p>will seek to “..minimise the loss of biodiversity features, or where loss is unavoidable and justified ensure appropriate mitigation and compensation measures are provided..”.</p> <p>An Outline Woodland Compensation Strategy has also been prepared and is available to view at [TR030008/APP/6.8].</p> <p>Section 8.6 of Chapter 8: Nature Conservation (Terrestrial Ecology) of the ES [TR030008/APP/6.2] identifies important habitats and species. Section 8.7 summarises how these have been addressed in the Project design. Sections 8.8-8.10 provide an assessment of potential impacts and effects, and any related requirements for avoidance/ mitigation/ compensation measures.</p>
Reduction in Project footprint	<p>Following the first Statutory Consultation and further design evolution the Applicant made a number of changes to the proposed Site Boundary of the Project and the overall Project design.</p> <p>In the first Statutory Consultation, the Applicant presented a design that included up to two berths in order to accommodate a wide range of vessel sizes. However, further design work has been undertaken to refine the design of the jetty and a single berth design has been confirmed as being able to accommodate the full range of vessels expected. Further information on the evolution of design is available in Appendix G: Design Evolution of the Planning Statement [TR030008/APP/7.1]</p> <p>The area of land south of Queens Road was removed from the Site Boundary as design development has meant it is no longer required for the proposed pipeline corridor linking the West and East Sites.</p> <p>At the first Statutory Consultation, the PEIR reported that the woodland area known as Long Strip would be impacted as a result of the proposed pipe rack and Jetty Access Road.</p> <p>However, with further assessments the Applicant re-designed the route for these components and</p>

Theme	Response
	<p>reduce the impact on the woodland and retain the most important tree within the Tree Preservation Order in the area. This updated design reduces the impact of the proposals on the Long Strip woodland as far as possible.</p> <p>Further information on these changes is available in the ES including in the Arboricultural Impact Assessment at Appendix 8.F [TR030008/APP/6.4] and an Outline Woodland Compensation Strategy that has been prepared [TR030008/APP/6.8].</p>
<p>Support for renewable / green energy</p>	<p>The Applicant welcomes the support for the Project and the environmental benefits.</p> <p>As set out in Chapter 19: Climate Change of the ES [TR030008/APP/6.2], the Project is anticipated to produce 300 MW of green hydrogen, once fully operational at full capacity, the equivalent of up to 9.5 billion MJ per annum.</p> <p>Depending on market demand, it is estimated that this will meet up to 3% of Government's hydrogen production capacity target.</p> <p>The hydrogen is intended to be used in the decarbonisation of industry in the UK, starting with the heavy transport sector.</p> <p>Immingham provides easy and central access to the UK's road network to facilitate wider distribution of liquidised hydrogen. By way of context, if all the hydrogen produced was used to fuel HGVs, in substitution of other fuels used in road transport, this could eliminate approximately 704,634 tonnes of greenhouse gas emissions each year, totalling 21,757,414 tonnes over 25 years.</p> <p>Further information on the impact on greenhouse gas emissions is included in Chapter 19: Climate Change of the ES [TR030008/APP/6.2].</p>

Theme	Response
Flood risk	<p>The Flood Risk Assessment (“FRA”) which forms part of ES Chapter 18: Water Use, Water Quality, Coastal Protection, Flood Risk & Drainage Appendix 18.A [TOR30008/APP/6.4] has been undertaken in accordance with the requirements of the NPSfP and the National Planning Policy Framework (“NPPF”). The FRA identifies and assesses flood risk from all sources to and from the Project both for the existing baseline and taking into account climate change over the lifetime of the development.</p> <p>Section 18.7 of Chapter 18: Water Use, Water Quality, Coastal Protection, Flood Risk & Drainage of the ES [TR030008/APP/6.2] and the FRA (Appendix 18.A [TR030008/APP/6.4] outline the flood risk mitigation measures for the Project including flood resilience and resistance measures, site operation and shut down, flood emergency response plans and elevation of critical plant equipment.</p>

Compliance with the SoCC

5.1.123. As outlined at 4.1.178 the SoCC compliance summary (provided at Appendix B.5) demonstrates how the commitments outlined in the SoCC have been complied with, in satisfaction of section 47(7) – both in respect of the first and second Statutory Consultations.

Chapter 6: Ongoing Engagement

- 6.1.1. The chapter describes the activities undertaken outside of the first and second Statutory Consultations. Outside of these consultation activities, ABP continued its engagement to enable stakeholders to continue working with the Project team to understand issues and work through those that arose from the aforementioned consultation stages. For the purposes of this Report, this is referred to as ‘Ongoing Engagement’.
- 6.1.2. In addition to compliance with the section 49 duty as noted at 4.1.144, relevant responses received during the programme of ongoing engagement were also taken into account and where appropriate have been considered as part of the responses provided to both the first and second Statutory Consultations at Appendix P.1, P.2, Q.1 and Q.2.
- 6.1.3. Ongoing Engagement with some key stakeholders has resulted in a continuing dialogue in order to address issues raised on the Project. For other stakeholders, the Ongoing Engagement has not resulted in any mitigation or design changes to the Application being required.
- 6.1.4. The Ongoing Engagement up to the point of submission of the Application is included in **Table 32** below.

Consultation dates

- 6.1.5. Ongoing Engagement encompassed a range of activities, including meetings, emails, letters, and face-to-face engagement from July 2022 in the weeks leading up to Project Launch on 30 August to the submission of the Application in September 2023.
- 6.1.6. This non-statutory Ongoing Engagement was undertaken and conducted alongside the formal Statutory Consultation process in the spirit of effective consultation and to inform the evolution of the Project as it progressed. A high-level overview of Ongoing Engagement activities between and after Statutory Consultation periods is provided in **Table 26** below.

Table 26: Timeline for high-level Ongoing Engagement activities throughout pre-Application period

Date	Activities
July 2022	<ul style="list-style-type: none"> ● Initial pre-announcement discussions with targeted potential land interests
30 August 2022 to 9 January 2023	<ul style="list-style-type: none"> ● Consultation website launched, with details of the proposals, contact information and details of upcoming engagement ● A dedicated consultation email address and phone line launched ● Informal engagement begins with local stakeholders within and around the proposed Site Boundary

	<ul style="list-style-type: none"> • Informal engagement begins with prescribed consultees and local authorities • Notices are published to publicise the Hazardous Substances Consent application consultation
Late February to May 2023	<ul style="list-style-type: none"> • Website update, communicating the close of Statutory Consultation and indicating next steps for feedback • All documents from the first Statutory Consultation remained accessible on the Project website. • The Project phone line, PO Box and email inbox were all continuously monitored. • Engagement with Statutory Consultees to discuss comments arising from technical feedback, including virtual and in-person meetings, as well as correspondence • Engagement with community consultees to discuss comments arising from technical feedback • Engagement with land interest consultees, discussing comments from feedback and progressing conversations around potential acquisition of property • Correspondence and discussions regarding ongoing site investigation activities
May 2023 to July 2023	<ul style="list-style-type: none"> • Ongoing Engagement activities with relevant stakeholders • The Project phone line, PO Box and email inbox were all continuously monitored.
Late July to September 2023	<ul style="list-style-type: none"> • Deadline for comments received through Ongoing Engagement due to submission of the Application • All documents from the first and second Statutory Consultations remained accessible on the Project website. • The Project phone line, PO Box and email inbox were all continuously monitored.

Project Launch phase to first Statutory Consultation

- 6.1.7. As noted in Chapter 3, ABP undertook to consult with key stakeholders and published earlier information about the Project to proactively engage with those most impacted by the proposals prior to the start of the first Statutory Consultation.
- 6.1.8. This period coincided with PINS consultation on the Scoping Opinion for the EIA, which the Applicant shared with PINS on 30 August 2022.
- 6.1.9. Further information on the engagement undertaken regarding the Scoping Opinion is outlined in this Report from 7.1.5 and in Chapter 5: EIA Process of the ES **[TR030008/APP/6.2]** at 5.3: Scoping Opinion.
- 6.1.10. Appendix 1.C **[TR030008/APP/6.4]** of Chapter 5 of the ES provides a summary of how issues raised in the Scoping Opinion by PINS and by consultees have been addressed in the ES.

6.1.11. On 30 August 2022, ABP shared the materials outlined in **Table 27**. The materials can be viewed in full in the appendices referenced in the table below.

Table 27: Summary of materials shared on 30 August 2022

Materials	Audience	Information included and purpose	Appendix reference
Letters	Stakeholders listed in Tables 28-31 below	<p>Letters were sent to approximately 200 residents and businesses within and around the proposed Site Boundary. These letters notified them of the upcoming proposals, provided high level information about the Project, and encouraged those who may be directly impacted to contact the Project team for further information.</p> <p>Letters conveying this information were also sent to key political and planning stakeholders listed in 6.12 -6.13 below. These were shared to give an early indication of the Project and the key queries that members of the local community may raise with their representatives.</p>	M.1
Brochure	Stakeholders listed in Tables 28-31 below Also published on website	A short Project brochure was shared with those who received the letters and was also published on the dedicated project website. It introduced both ABP and Air Products, explained the key aims of the proposals, and shared information on high-level next steps for the Project.	M.2
Website	Public facing	A Project website was launched on 30 August 2022, including a short introduction to the proposals, information about the team, and information included in the brochure above. The website also included contact information as outlined below.	M.3
Contact information	Public facing	Dedicated email address and phone line were launched for queries on the Project	M.2 & M.3

- 6.1.12. During the Project Launch phase, ABP's and AP's early engagement focused on stakeholders within and around the proposed Site Boundary, including:
- Residents
 - Businesses
 - Port customers and tenants
 - Land interest stakeholders
- 6.1.13. ABP also approached NELC as the local planning authority, neighbouring local authorities, and town and parish councils in the area to ensure that they were informed of the Project prior to Statutory Consultation launching. These stakeholders included:
- Local Planning Authority:
 - i. North East Lincolnshire Council
 - Local authorities:
 - a. North Lincolnshire Council
 - b. East Lindsey District Council
 - c. Lincolnshire County Council
 - d. West Lindsey District Council
 - Parish and Town Councils:
 - e. Immingham Town Council
 - f. Stallingborough Parish Council
 - g. South Killingholme Parish Council
 - h. North Killingholme Parish Council
 - i. Easington Parish Council
 - j. Great Coates Parish Council
 - k. Healing Parish Council
 - l. Paull Parish Council
 - m. Skeffling Parish Council
 - n. Sunk Island Parish Council
 - o. Ulceby Parish Council
 - Other local authorities in the vicinity of the development which were consulted with on a neighbouring project:
 - p. South Yorkshire Mayoral Combined Authority
 - q. West Yorkshire Combined Authority
 - r. East Riding of Yorkshire Council
 - s. Hull City Council

6.1.14. The tables below outline a summary of all engagement activities carried out with key stakeholders during the Project Launch phase.

Table 28: Summary of all engagement activities with statutory consultees during Project Launch phase: August 2022 to January 2023

Consultee	Summary	Date(s)
Statutory Consultees (excluding land interest consultees)		
North East Lincolnshire Council	Email correspondence to introduce Project, timelines, and consenting process	August 2022
	Correspondence relating to Scoping Opinion Request Responses and Data Consultation Responses	August 2022
	Information discussion regarding the approach to the draft SoCC	October 2022
	Formal consultation on the first SoCC	October 2022
	Sharing copy of draft SoCC with revisions ahead of Statutory Consultation	December 2022
North Lincolnshire Council	Email correspondence to introduce Project	August 2022
	Email correspondence with Cllr Richard Hannigan confirming the Applicant will keep him updated	September 2022
	Formal consultation on the first SoCC	September 2022
	Email correspondence with Cllr Peter Clark confirming location of Project	October 2022
	Email correspondence with Cllr Wells arranging meeting details	October 2022
	Meeting with Ferry Ward councillors, presenting Project	November 2022
Lincolnshire County Council	Email correspondence to introduce Project	August 2022
	Formal consultation on the draft SoCC	September 2022
West Lindsey District Council	Email correspondence to introduce Project	August 2022
	Formal consultation on the first SoCC	September 2022

	Email correspondence stating receipt of information	September 2022
	Email correspondence on first SoCC	September 2022
East Lindsey District Council	Email correspondence to introduce Project	August 2022
	Formal consultation on the first SoCC	September 2022
	Email correspondence on first SoCC	September 2022
East Riding of Yorkshire Council	Email correspondence to introduce Project	August 2022
	Formal consultation on the first SoCC	September 2022
	Email correspondence confirming no comments on the SoCC	September 2022
Kingston upon Hull City Council	Email correspondence to introduce Project	August 2022
	Formal consultation on the first SoCC	September 2022

Table 29: Summary of engagement activities with Parish & Town Councils during Project Launch phase

Consultee	Summary	Date(s)
Parish & Town Councils		
Stallingborough Parish Council	Email correspondence to introduce Project	August 2022
	Email correspondence arranging a meeting with the Parish Council	October 2022
	Meeting with the Parish Council, presenting the Project and answered questions	November 2022
Immingham Town Council	Email correspondence to introduce Project	August 2022
	Invitation to meet	September 2022
	Email correspondence answering queries	September 2022
	Meeting to present the Project and answer questions	November 2022
North Killingholme Parish Council	Email correspondence to introduce Project	August 2022
	Invitation to meet	September 2022
	Meeting to present the Project and answer questions	October 2022
South Killingholme Parish Council	Email correspondence to introduce Project	August 2022

Table 30: Summary of engagement activities with land interest consultees during Project Launch phase

Consultee	Summary	Date(s)
Land interest consultees		
Residential land owners: Queens Road	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described potential land interest status and provided contact information for questions and next steps. Further detail on negotiations for Queens Road residential properties is listed within the Schedule of Negotiations at Appendix A of The Statement of Reasons [TR030008/APP/3.2]. 	August 2022

<p>Business land owners: Queens Road</p>	<ul style="list-style-type: none"> • Letter sent to introduce proposed development, timelines, and consenting process. Letter described potential land interest status and provided contact information for questions and next steps. • Save for where there is a mixed commercial/residential use, the commercial properties on Queens Road have been removed from the Site Boundary and powers of compulsory acquisition over those properties is no longer sought. 	<p>August 2022</p>
<p>Residential occupiers: Queens Road</p>	<ul style="list-style-type: none"> • Letter sent to introduce proposed development, timelines, and consenting process. Letter described potential land interest status and provided contact information for questions and next steps. 	<p>August 2022</p>
<p>Queens Road Café</p>	<ul style="list-style-type: none"> • Letter sent to introduce proposed development, timelines, and consenting process. Letter described potential land interest status and provided contact information for questions and next steps. • Email providing contact details for IGET and providing contact details for relevant Gateley Hamer contact. 	<p>August 2022</p>
<p>Mick's Cars</p>	<ul style="list-style-type: none"> • Letter sent to introduce proposed development, timelines, and consenting process. Letter described potential land interest status and provided contact information for questions and next steps. 	<p>August 2022</p>
	<ul style="list-style-type: none"> • Email correspondence passing on contact details for Land Agent and encouraging the owner to pass on IGET team details to anyone renting workshop units from him. 	<p>October 2022</p>
<p>Power Plant Ltd</p>	<ul style="list-style-type: none"> • Letter sent to introduce proposed development, timelines, and consenting process. Letter described potential land interest status and provided contact information for questions and next steps. 	<p>August 2022</p>
<p>P & H Insulation Services</p>	<ul style="list-style-type: none"> • Letter sent to introduce proposed development, timelines, and consenting process. Letter described potential land interest status and provided contact information for questions and next steps. 	<p>August 2022</p>
	<ul style="list-style-type: none"> • Discussion with owner confirming consultation date and compensation processes if the business was to relocate 	<p>October 2022</p>

Graypen	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described potential land interest status and provided contact information for questions and next steps. 	August 2022
	<ul style="list-style-type: none"> Arranged meeting times. 	October 2022
	<ul style="list-style-type: none"> Meeting with AP and ABP introducing the Project. 	October 2022
	<ul style="list-style-type: none"> Call and email clarifying that Graypen was not included in the Scoping Report, but that Site Boundaries have evolved. 	October 2022
DKM Logistics Limited	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described potential land interest status and provided contact information for questions and next steps. 	August 2022
Tronox Pigment UK Limited	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described potential land interest status and provided contact information for questions and next steps. 	August 2022
Polynt Composites UK Limited	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described potential land interest status and provided contact information for questions and next steps. 	August 2022
	<ul style="list-style-type: none"> Meeting to discuss Project. Email correspondence informing Polynt of a Site survey and Site investigations, and including the hazardous substance consent process. 	October 2022
Integrated Waste Management Limited	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described potential land interest status and provided contact information for questions and next steps. 	August 2022
Anglian Water Services	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described potential land interest status and provided contact information for questions and next steps. 	August 2022
	<ul style="list-style-type: none"> Email correspondence asking for contact details for other team members and providing 	October 2022

	information about how to keep up to date with the Project.	
	<ul style="list-style-type: none"> Email correspondence to arrange meeting. 	November 2022
	<ul style="list-style-type: none"> Email correspondence providing contact info for other team members and arranging meeting. 	January 2023
Infinis Limited	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described potential land interest status and provided contact information for questions and next steps. 	August 2022
Elba Security Services Ltd	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described potential land interest status and provided contact information for questions and next steps. 	August 2022
Trustees of the Graypen Group	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described potential land interest status and provided contact information for questions and next steps. 	August 2022
Cadent	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described potential land interest status and provided contact information for questions and next steps. 	August 2022
	<ul style="list-style-type: none"> Email correspondence copying in other key contacts and providing website links. 	September 2022

Table 31: Summary of engagement activities with non-statutory consultees during Project Launch phase

Consultee	Summary	Date(s)
Non-statutory consultees with interest in neighbouring properties		
Neighbouring Queens Road property: occupiers	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Neighbouring Queens Road property: owners	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Northern Powergrid PLC	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter 	August 2022

	described proximity of proposals to property in the area.	
Pool House Trustees Limited	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Painting and Labour Trustee	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Designer Surfaces Products Limited	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Bureau Veritas Commodities UK Limited	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Buckle Barton Pensioner Trustees Limited	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Burton Management Trustees	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
WSG Industrial Services UK Limited	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Dan Shipping & Chartering Ltd	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
John Good Shipping	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
UK Capacity Reserve Limited	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Yorkshire Electricity Group PLC	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022

Inspectorate International Limited	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Immingham Power Limited	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Bath Property Company Limited	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
	<ul style="list-style-type: none"> Email arranging call with Land Agent to discuss circumstances and Land Interest Questionnaire ("LIQ") letter received. 	December 2022
Painting & Labour Services Ltd	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Boyers Industrial Turning Services	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Oceaneering International	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Windsor Engineering	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Stallingborough Construction	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
ICM Refrigeration Services	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Roxton Building Services	<ul style="list-style-type: none"> Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
	<ul style="list-style-type: none"> Email arranging phone call to discuss queries about property lines and CPO. 	October 2022

	<ul style="list-style-type: none"> ● Call with Ian Cunliffe clarifying no CPO is in place and discussing timelines for DPO. 	October 2022
	<ul style="list-style-type: none"> ● Email confirming points of call and providing further information about charter surveyors. 	October 2022
Panelstone	<ul style="list-style-type: none"> ● Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Inspectorate International	<ul style="list-style-type: none"> ● Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Oughtred and Harrison Shipping Ltd	<ul style="list-style-type: none"> ● Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Knauf	<ul style="list-style-type: none"> ● Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
	<ul style="list-style-type: none"> ● Phone call with ABP rep providing advance notice of Site investigations and the need for Knauf to clear access to the Site. 	October 2022
	<ul style="list-style-type: none"> ● Email reiterating the above points. 	October 2022
	<ul style="list-style-type: none"> ● Email providing the latest correspondence on IGET. 	October 2022
Immingham Civic Amenity Centre	<ul style="list-style-type: none"> ● Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Costain Ltd	<ul style="list-style-type: none"> ● Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
Crossley Ferguson Factory Workshop and Premises	<ul style="list-style-type: none"> ● Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022
DKM Logistics Limited	<ul style="list-style-type: none"> ● Letter sent to introduce proposed development, timelines, and consenting process. Letter described proximity of proposals to property in the area. 	August 2022

Hazardous Substances Consent Application consultation

- 6.1.15. As noted in Chapter 3, prior to submitting an application for a Hazardous Substances Consent to NELC, Air Products conducted a period of consultation between 6 December 2022 and 1 January 2023.
- 6.1.16. Prior to submission, Air Products published a public notice in the Grimsby Telegraph and erected hard copy notices on the proposed site giving notice of the opportunity to make representations between 6 December 2022 and 1 January 2023. See Appendix M.4 for copies of the published notices.
- 6.1.17. The application was validated on 6 April 2023, and prior to NELC making a decision whether to grant consent, further consultation in accordance with the Planning (Hazardous Substances) Regulations 2015 was carried out by NELC.
- 6.1.18. The application is currently pending consideration by NELC.
- 6.1.19. Further information on this application is available to view on the NELC Planning Portal - <http://planninganddevelopment.nelincs.gov.uk/online-applications/search.do?action=simple&searchType=Application> - using the reference **DM/0088/23/HS**.

Correspondence received outside of Statutory Consultation periods

- 6.1.20. Ongoing Engagement with consultees, stakeholders and interested parties was undertaken throughout, alongside the first and second Statutory Consultation periods during the period from Project Launch to the submission of the Application.
- 6.1.21. A log of this correspondence and meetings is included in **Table 32**.

One-to-one meetings and ongoing dialogue with prescribed stakeholders, land interest consultees and other stakeholders

- 6.1.22. Throughout the period from Project Launch to the submission of the Application, ABP engaged with a broad range of stakeholders both in-person and virtually across the community.
- 6.1.23. A summary of the one-to-one meetings and correspondence held throughout the period of Ongoing Engagement is included at **Table 32** below.
- 6.1.24. The Applicant's Land Agent, Gateley Hamer, continued to engage in an ongoing dialogue with key land interest consultees throughout, including the periods during and outside of the first and second Statutory Consultations, as part of the Ongoing Engagement.
- 6.1.25. Further information on this engagement including meetings and outcomes is included in the Schedule of Negotiations at Appendix A of the Statement of Reasons [**TR030008/APP/3.2**].

Table 32: Summary of engagement activity throughout Ongoing Engagement from July 2022 – September 2023

Stakeholder	Date	Key themes
Prescribed Consultees		
Natural England	w/c 21 November 2022	<ul style="list-style-type: none"> • Introduction to the Project including the Project programme and the potential for effects in the marine and terrestrial environment
	11 th January 2023	<ul style="list-style-type: none"> • Tree loss • Collision risk for marine mammals • Use of the Temporary Construction Area once no longer required
	2 nd August 2023	<ul style="list-style-type: none"> • Habitat Regulations Assessment (including conclusion reached by the Project team that there would be no adverse effect on integrity on European sites)
North East Lincolnshire Council Heritage Officer	18 th August 2022	<ul style="list-style-type: none"> • Terrestrial Archaeological Scope to be written into WSI: <ul style="list-style-type: none"> - West site – trial trenching (3% to begin with depending on what the layout looks like) and geoarchaeological boreholes - East site – watching brief of GI test pits and sharing of logs with geoarchaeologist - Pipeline – geoarchaeological boreholes where possible (e.g. excluding TPO area at this stage), and watching brief of GI test pits - TempCA – geophysical survey (magnetometry) with the option in the WSI to progress quickly to trial trenching if deemed necessary - Sharing of all GI logs with geoarchaeologist to be factored into their report • It was noted bomb craters and World War activity in the Temp CA site – so definitely needs geophys first • Discussions about undertaking a drone survey

		<ul style="list-style-type: none"> • Noted it would be best to have someone with experience of excavating salterns • Agreement with the above archaeological scope and noted it is thorough
	26 th July 2023	<ul style="list-style-type: none"> • Agreed no further work required re west site archaeology • Agreed no further work required for West site geoarchaeology • Agreed no further work required on pipeline corridor • Agreed no further work required re East site • Agreed no further work required re Temporary Construction Area • Agreed for further meeting with NELC environment team re pipe rack and Jetty Access Route
NELC Highways	19 th January 2023	<ul style="list-style-type: none"> • Discussion on the assessment scope and the interface with the IERRT traffic and its assessment
	2 nd February 2023	<ul style="list-style-type: none"> • Tree Loss in Long Strip • Inclusion of permissive path as part of coastal path • Funds for PROW bridge over the A180 • Travel plan • Street lighting Laporte Road/ East Gate • Reviewing speed limits • Construction and operational access notice • Operational vehicles
	21 st April 2023	<ul style="list-style-type: none"> • Access • Traffic regulation • Rights of way
Anglian Water	9 th January 2023	<ul style="list-style-type: none"> • Introductory meeting and scoping of input into Anglian Water's portal

	12 th January 2023	<ul style="list-style-type: none"> • Flood protection • Seawall strength and potential impact of bankseat structure • Access under pier structure
	16 th February 2023	<ul style="list-style-type: none"> • Met with modelers and received confirmation of information received by Anglian Water through portal
	10 th March 2023	<ul style="list-style-type: none"> • EA's permits to Anglian Water • Waste water reuse scheme • Potential for future use of local treatment works "final effluent" stream
	22 nd March 2023	<ul style="list-style-type: none"> • Meeting with the water modeler to discuss interface points and approximately where connections were to be made
	20 th April 2023	<ul style="list-style-type: none"> • Update on modelling of connections, both supply and waste and discussion on temporary needs
	27 th April 2023	<ul style="list-style-type: none"> • One-off meeting to discuss all aspects of water supply and removal, progress on modelling and other ongoing works including: <ul style="list-style-type: none"> - West site connection to potable water and domestic sewer on Kings Road - West site connection to effluent sewer on Queens Road - East site diversion of existing water main in south west corner - East site storage including a new culvert under existing mains water pipe in Laporte Road; connection to potable water on Queens Road / treatment plant access road, connection to domestic sewer on access road to water treatment works road and connection to non potable water on Laporte Road - Temporary Construction Area: Protection of two sewer lines running from Laporte Road to outfall in Humber.

	3 rd May 2023	<ul style="list-style-type: none"> • Short update meeting
	15 th May 2023	<ul style="list-style-type: none"> • Update meeting on modelling and other issues including: <ul style="list-style-type: none"> - Outfall - Potable water - Permanent works exclusion zone - Temporary works exclusion zone
	17 th May 2023	<ul style="list-style-type: none"> • Joint meeting with Ramboll • Minimum clearance • Flood defences • Design development of the jetty over the flood wall • Site walkover
	24 th May 2023	<ul style="list-style-type: none"> • Maintenance – grass cutting (approximately 4 times per year), visual inspection walkovers & minor repair work • Emergency – as required during a local collapse • Construction – most notably the planned increase to wall height • Security & searches
	26 th May 2023	<ul style="list-style-type: none"> • Online webinar covering: <ul style="list-style-type: none"> - How contributions to Anglian Water Water Resource Management Plan would be used - How Anglian Water incorporated South Humber businesses water needs into their plans - Details of recent meetings with Government departments - How the process of Government approving AWS plans will develop
	1 st June 2023	<ul style="list-style-type: none"> • Discussion on emergency scenarios

	8 th June 2023	<ul style="list-style-type: none"> • Joint meeting with Ramboll • Discussion on: <ul style="list-style-type: none"> - Location of jetty relative to outfall - Feedback from Anglian Water on a proposed Permanent Works Exclusion Zone and Temporary Works Exclusion Zone - Additional Requirements on the Contractors
	14 th June 2023	<ul style="list-style-type: none"> • Road traffic • Safety • The hazards ammonia and accidents scenarios and odour potential • Shared updated ramp layout
	26 th June 2023	<ul style="list-style-type: none"> • Discussion on waste applications delays and when offers would arrive
	29 th June 2023	<ul style="list-style-type: none"> • Correspondence to confirm AW had no issues to raise on proposed works around outfall
	25 th July 2023	<ul style="list-style-type: none"> • Initial discussion around the waste water connection offer
	28 th July 2023	<ul style="list-style-type: none"> • Presentation of waste water connections offer final report
	August 2023	<ul style="list-style-type: none"> • Following the above discussions, a commercial agreement has been reached with AWS for the required amount of non potable water (circa 3,500m³)
Environment Agency	12 th January 2023	<ul style="list-style-type: none"> • Flood protection • Seawall strength and potential impact of bankseat structure • Access under pier structure

	13 th March 2023	<ul style="list-style-type: none"> • Flood protection • Discussion regarding length and height of jetty
	20 th April 2023	<ul style="list-style-type: none"> • Interfaces at the sea defence wall with the jetty • Maintenance access road along pipe rack
	17 th May 2023	<ul style="list-style-type: none"> • Update on design development of the jetty over the flood wall
	24 th May 2023	<ul style="list-style-type: none"> • Maintenance – grass cutting (appx 4 times per year), visual inspection walkovers & minor repair work • Emergency – as required during a local collapse • Construction – most notably the planned increase to wall height • Security & searches
	1 st June 2023	<ul style="list-style-type: none"> • Emergency scenarios
	8 th June 2023	<ul style="list-style-type: none"> • Emergency vehicles discussions
	14 th June 2023	<ul style="list-style-type: none"> • Road traffic • Safety • Hazards, ammonia and accidents scenarios • Odour potential • Shared updated ramp layout
	28 th June 2023	<ul style="list-style-type: none"> • Agreed process for signing off agreed provisions in the design • Vehicle tracking, layout and access • Pedestrian access • Maintenance access • Ground Investigations works
	10 th August 2023	<ul style="list-style-type: none"> • Project team met to provide an update on the Project, current drawings and to discuss the status of the EA Criteria Sheet

		<ul style="list-style-type: none"> • The Applicant noted that RIBA 2 is largely complete, RIBA 3 is mobilising and the DCO is being finalised • The EA queried which documents would be shared prior to submission. The Applicant agreed to provide this list • The Applicant and EA reviewed and agreed the headings of the 'Criteria Sheet' including: <ul style="list-style-type: none"> - Continuity of Flood protection - Maintenance Access – Grass Cutting, Visual Inspection & Minor Repairs - Emergency Access - Access: 24/7 and inaccessible areas - Future Proofing: Protection Height, Demolition and construction access - Construction stage - Public Right of Way - Access Agreement for Anglers • Drawings were reviewed • Access under pier structure now 1.99m - this was previously shown as 1.60m and the EA had been reviewing internally. The feeling was an alternative inspection procedure might be suitable to avoid 'confined spaces' requirements. This could consist of ABP carrying out the annual visual inspection and sharing a video • Ramboll advised max 'squeeze' of current structural section may add another 250mm. Any further increase would require structural changes (e.g. introduction of a support structure at the bankseat) • Agreed that EA will review procedures and confirm definition of 'confined spaces' in case there is a design ABP can achieve which overcomes the classification • Further issues discussed included <ul style="list-style-type: none"> - An update on GI status
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		<ul style="list-style-type: none"> - Topographical surveys including EA confirmation of no issue with vegetation removal - Legal agreements with a follow up meeting to be arranged. - Statutory Feedback from EA - Alternative Access Route will be shared when developed further
	11 th August 2023	<ul style="list-style-type: none"> • Subsequent email correspondence to confirm landward buffer zones and that zones within the footprint of the jetty will be concreted as they cannot be easily maintained
North East Lindsey Drainage Board (“NELDB”)	16 th February 2023	<ul style="list-style-type: none"> • Discussions around land interest
	21 st March 2023	<ul style="list-style-type: none"> • Meeting between representatives of the Applicant and the NELDB to discuss: <ul style="list-style-type: none"> - Real Current Discharge from the East of the Site - How flow uses an existing ditch to flow north east before running parallel with the Humber and joining North Beck Drain • It was established that there was no monitoring of the flow in this area. ■ suggested that it was high rainfall events that caused the ditch network to back up, caused by a 300 mm dia. pipe at the outlet • NELDB stated that it was possible to allow a discharge rate of 70% of the real current discharge • The Applicant described the attempts to establish an estimate of real discharge as follows: <ul style="list-style-type: none"> - The ditch channel is approximately 1.2 m wide with approximately 0.25 m of capacity above a typical standing water level. With minimal channel slope, this would give a discharge of 32 l/s - The twin culverts discharging from the eastern of the two plots in the eastern half of the site were assumed to have a 300 mm diameter. Using culvert calculations, it

		<p>was estimated that the flow through each of these was 28 l/s</p> <ul style="list-style-type: none"> - The greenfield runoff rate for both plots in the area combined was found to be 18.3 l/s - It was agreed that the eastern half of the plot should use the discharge from a single culvert as an estimate of the real discharge and 70% of this value is 19.6 l/s, so a slight increase over the greenfield rate <ul style="list-style-type: none"> • Discharge Rate from the West of the Site <ul style="list-style-type: none"> - The western side of the site is currently undeveloped and therefore the greenfield rate would apply here. This gives a discharge rate of 49 l/s • Introducing a Culvert in the Eastern Part of the Site <ul style="list-style-type: none"> - NELDB stated that the IDB were generally against the culverting of any watercourse due to the separation from the wider drainage system during times of flood and the general reduction in available storage volume that often results from the use of a culvert - The Applicant ran through AECOM's understanding of the contributing catchments for the ditch which is limited to only the development sites in question - NELDB was willing to consider proposals that could demonstrate no loss in the volume available for flood water - The Applicant agreed to return with suitable proposals, accepting that the current design did not achieve this requirement
	<p>4th July 2023</p>	<ul style="list-style-type: none"> • Onsite meeting with NELDB, Air Products and representatives of the Applicant to discuss a range of issues including: <ul style="list-style-type: none"> - Catchments outside the Site Boundary, - Site drainage discharge rates - Concrete lined channels

		<ul style="list-style-type: none"> - Jetty access road over ditch and culvert: • West Site: <ul style="list-style-type: none"> - IDB expressed concern over catchments outside of RLB. Strategy needs to show how surrounding land drains (i.e. proposal does not create a barrier to surface flow) • IDB suggested to open up ditch - could improve ecological value here to offset work in the East Site • East Site: <ul style="list-style-type: none"> - AP described plans to open up the overgrown channel and return to previous state with concrete/brick lining - IDB not supportive of concrete lined channels due to lack of any ecological benefit • Jetty access road over the ditch • IDB raised topics including: <ul style="list-style-type: none"> - Flow capacity - Maintenance access - Flow collection. - Grate on top is acceptable to IDB if available flow area is retained and maintenance carried out • IDB raised question over culvert under Laporte Road. While this does not change the proposed works, there is value in Air Products knowing the discharge route of the proposed works area off site, to allow future issues to be diagnosed and overcome • Air Products offered to meet the IDB on site to discuss further as required
	July 2023	<ul style="list-style-type: none"> • Email correspondence regarding: • Land drainage consent • Disapplication of consenting • Protective provisions text

	August 2023	<ul style="list-style-type: none"> Discussions are ongoing with the IDB about drainage design with the approach to the main site agreed in principle Further discussions ongoing regarding Jetty Access Road
Wave Utilities (commercial entity of Anglian Water)	16 th March 2023	<ul style="list-style-type: none"> Discussed current water supply situation in the Immingham area and what Wave's management plan for the area is/was Discussion on what Project team can do to minimise/make water usage sufficient
	5 th April 2023	<ul style="list-style-type: none"> Meeting with Anglian Water to discuss: <ul style="list-style-type: none"> Water efficiency Future needs
Cadent Gas	31 st March 2023	<ul style="list-style-type: none"> Introduction meeting, with scoping of input to Cadent Gas' portal Discussion on site's natural gas needs
	18 th April 2023	<ul style="list-style-type: none"> Update on their modelling following meeting on 31st March
	15 th June 2023	<ul style="list-style-type: none"> Catch-up meeting on status of: <ul style="list-style-type: none"> Modelling Feasibility report
	8 th August 2023	<ul style="list-style-type: none"> Presentation of feasibility report Update on full design offer
Northern Powergrid	24 th January 2023	<ul style="list-style-type: none"> Project introduction and overview Power requirements overview
Northern Powergrid	17 th April 2023	<ul style="list-style-type: none"> National Grid ESO costs
	17 th May 2023	<ul style="list-style-type: none"> Technical meeting in Castleford for presentation of NPG's technical solution for permanent connection Also discussed temporary power and diversion of lines crossing West Plot
	16 th June 2023	<ul style="list-style-type: none"> Technical clarifications meeting discussing supply parameters
	11 th July 2023	<ul style="list-style-type: none"> Confirmation of written technical and commercial proposal

	23 rd August 2023	<ul style="list-style-type: none"> In person meeting to discuss the technical and commercial proposal
Marine Management Organisation	20 th April 2023	<ul style="list-style-type: none"> Physical processes, sediments and marine life Impacts on fish Underwater noise assessment Piling rigs Statement of common ground
	28 th April 2023	<ul style="list-style-type: none"> Meeting with MMO and Centre for Environment, Fisheries and Aquaculture Science (“CEFAS”) Underwater noise modelling
	8 th June 2023	<ul style="list-style-type: none"> Email correspondence following CEFAS meeting with MMO’s response to notes, covering the simple modelling approach in the Environmental Statements, the marine side piling rigs, and the removal of the RMS metric for assessing impulsive noise sources
	July/August 2023	<ul style="list-style-type: none"> Email correspondence to arrange a follow up meeting to discuss Project updates
Lincolnshire Wildlife Trust	10 th August 2023	<ul style="list-style-type: none"> Introductory meeting Overview of Project Explanation of mitigations for tree loss, sea mammals and terrestrial wildlife in Long Strip Woodland
Local Authorities		
North East Lincolnshire Council	August 2022	<ul style="list-style-type: none"> Email correspondence to introduce Project, timelines, and consenting process Correspondence relating to Scoping Opinion
	August 2022	<ul style="list-style-type: none"> Request Responses and Data Consultation Responses
	September 2022	<ul style="list-style-type: none"> Information discussion regarding the approach to the draft SoCC
	September 2022	<ul style="list-style-type: none"> Formal consultation on the first SoCC

	December 2022	<ul style="list-style-type: none"> • Sharing copy of draft SoCC with revisions ahead of Statutory Consultation.
	4 th February 2023	<ul style="list-style-type: none"> • Meeting to discuss: <ul style="list-style-type: none"> - Cumulative long list - Other technical queries - Follow up email correspondence
	16 th March 2023	<ul style="list-style-type: none"> • Pipeline location • CRC activity compatibility with the new COMAH site
	11 th April 2023	<ul style="list-style-type: none"> • Potential tree loss in the TPO area of Long Strip • General tree loss • Tree mitigation in Immingham instead of Long Strip • Land ownership Golf Club and Homestead Park
	21 st April 2023	<ul style="list-style-type: none"> • Access, traffic regulation, rights of way
	22 nd May 2023	<ul style="list-style-type: none"> • Update on project
	20 th July 2023	<ul style="list-style-type: none"> • Meeting to provide an overview of the DCO requirements • Follow up email correspondence
	11 th August 2023	<ul style="list-style-type: none"> • Meeting with NELC Environmental Protection Officer to discuss landside construction working hours
	17 th August 2023	<ul style="list-style-type: none"> • Meeting with NELC Heritage Officer to discuss archaeological mitigation
North Lincolnshire Council	August 2022	<ul style="list-style-type: none"> • Email correspondence to introduce Project
	September 2022	<ul style="list-style-type: none"> • Email correspondence with Cllr Richard Hannigan confirming the Applicant will keep him updated
	September 2022	<ul style="list-style-type: none"> • Formal consultation on the first SoCC
	October 2022	<ul style="list-style-type: none"> • Email correspondence with Cllr Peter Clark confirming location of project

	October 2022	<ul style="list-style-type: none"> Email correspondence with Cllr Wells arranging meeting details
	10 th November 2022	<ul style="list-style-type: none"> Meeting with Ferry Ward councillors, presenting project. Team presented project to Cllrs Wells and Clark. They were interested in the Project and its technical aspects. Overall, a very positive meeting and they expressed explicit support, wishing the team luck with the Project
Lincolnshire County Council	August 2022	<ul style="list-style-type: none"> Email correspondence to introduce Project
	September 2022	<ul style="list-style-type: none"> Formal consultation on the draft SoCC
West Lindsey District Council	August 2022	<ul style="list-style-type: none"> Email correspondence to introduce Project
	September 2022	<ul style="list-style-type: none"> Formal consultation on the first SoCC
	September 2022	<ul style="list-style-type: none"> Email correspondence stating receipt of information
	September 2022	<ul style="list-style-type: none"> Email correspondence on first SoCC
East Lindsey District Council	August 2022	<ul style="list-style-type: none"> Email correspondence to introduce Project
	September 2022	<ul style="list-style-type: none"> Formal consultation on the first SoCC
	September 2022	<ul style="list-style-type: none"> Email correspondence on first SoCC
East Riding of Yorkshire Council	August 2022	<ul style="list-style-type: none"> Email correspondence to introduce Project
	September 2022	<ul style="list-style-type: none"> Formal consultation on the first SoCC
	September 2022	<ul style="list-style-type: none"> Email correspondence confirming no comments on the SoCC
Kingston upon Hull City Council	August 2022	<ul style="list-style-type: none"> Email correspondence to introduce Project
	September 2022	<ul style="list-style-type: none"> Formal consultation on the first SoCC
NELC and Humberside Police	1 st June 2023	<ul style="list-style-type: none"> Hazardous substances consent

Town and Parish Councils		
Stallingborough Parish Council	August 2022	<ul style="list-style-type: none"> Email correspondence to introduce Project
	October 2022	<ul style="list-style-type: none"> Email correspondence arranging a meeting with the Parish Council
	9 th November 2022	<ul style="list-style-type: none"> Team presented project to Parish Council and public meeting and opened the floor to questions Key issues raised were around: <ul style="list-style-type: none"> Safety Potential acquisition. Councillors mentioned that some local people had contacted them with concerns about acquisition. This was discussed briefly, and they were assured the Applicant is aware and have this in hand
Immingham Town Council	August 2022	<ul style="list-style-type: none"> Email correspondence to introduce Project
	September 2022	<ul style="list-style-type: none"> Invitation to meet
	September 2022	<ul style="list-style-type: none"> Email correspondence answering queries
	15 th November 2022	<ul style="list-style-type: none"> Meeting to present the Project and answer questions Key themes include: <ul style="list-style-type: none"> Treatment of local residents/businesses who may be subject to CPO Land use planning and COMAH issues Traffic – during and after construction
North Killingholme Parish Council	August 2022	<ul style="list-style-type: none"> Email correspondence to introduce Project
	September 2022	<ul style="list-style-type: none"> Invitation to meet
	October 2022	<ul style="list-style-type: none"> Meeting to present the Project and answer questions

	13 th March 2023	<ul style="list-style-type: none"> • Meeting with the team to present the Project • Key issues included: <ul style="list-style-type: none"> - Lorry drivers – antisocial behaviour - Speeding
South Killingholme Parish Council	August 2022	<ul style="list-style-type: none"> • Email correspondence to introduce Project
	5 th June 2023	<ul style="list-style-type: none"> • Meeting with the team to present the Project, with overall support for the Project • Key issues included: <ul style="list-style-type: none"> - HGVs traffic and parking in the village overnight. - They were reassured once it was explained the extra traffic is very limited, lorries and drivers are part of Air Products' fleet, and they will return to base at night when it is in standard operating mode.
Tenants, Land Interests, Customers, Suppliers, Service Providers, or Other Port Activities		
TRONOX	14 th July 2022	<ul style="list-style-type: none"> • Pre announcement of the Project and TRONOX decarbonisation
	27 th July 2022	<ul style="list-style-type: none"> • Pre announcement of the IGET project - possible use of land
	27 th October 2022	<ul style="list-style-type: none"> • Letter issued to describe land survey proposed and update on Hazardous Substance Consent application
	11 th November 2022	<ul style="list-style-type: none"> • Land for Laydown • Usage of H2
	18 th November 2022	<ul style="list-style-type: none"> • Land for Laydown • Usage of H2
	18 th January 2023	<ul style="list-style-type: none"> • Project briefing including how to help decarbonisation agenda
	6 th March 2023	<ul style="list-style-type: none"> • Usage of HS2
	May – August 2023	<ul style="list-style-type: none"> • Email correspondence regarding: <ul style="list-style-type: none"> • Heads of Terms • Options for temporary laydown areas

Polynt Composites UK Limited	27 th July 2022	<ul style="list-style-type: none"> Pre announcement of the Project - possible use of land
	18 th October 2022	<ul style="list-style-type: none"> Site visit at Polynt with Air Products and Polynt representatives
	27 th October 2022	<ul style="list-style-type: none"> Follow up correspondence to describe land survey proposed and update on Hazardous Substance Consent application
	12 th January 2023	<ul style="list-style-type: none"> Email correspondence re land survey access
	20 th July 2023	<ul style="list-style-type: none"> Letter issued to Polynt in response to Statutory Consultation responses
	July 2023	<ul style="list-style-type: none"> Email correspondence between Air Products and Polynt to agree Heads of Terms for temporary use of Polynt land
	August – September 2023	<ul style="list-style-type: none"> Ongoing email correspondence regarding response to draft Heads of Terms Follow up meeting to discuss draft Heads of Terms scheduled for 21 September 2023
Graypen (Queens Road business)	31 st October 2022	<ul style="list-style-type: none"> Introduction to the Project
	January – April 2023	<ul style="list-style-type: none"> Ongoing correspondence re ground investigations and licenses
	10 th May 2023	<ul style="list-style-type: none"> Meeting to update on the proposals and discuss services offering by Graypen
	27 th June 2023	<ul style="list-style-type: none"> Online meeting between Air Products and Graypen to give an overview of the proposed development and to pick up import duty and tax discussions
	August – September 2023	<ul style="list-style-type: none"> Email correspondence and meeting on 06 September to discuss pipeline easement and draft Heads of Terms
Queens Road resident	9 th December 2022	<ul style="list-style-type: none"> Introduced his home, explained process of negotiation
	April 2023	<ul style="list-style-type: none"> Heads of Teams agreed for acquisition of property.

	May 2023	<ul style="list-style-type: none"> Acquisition of the property completed in May 2023 Further information included in the Schedule of Negotiations at Appendix A of The Statement of Reasons [TR030008/APP/3.2]
APT	10 th December 2022	<ul style="list-style-type: none"> COMAH zones Mitigation plans
	14 th December 2022	<ul style="list-style-type: none"> Process safety Landside General Arrangement / access
	23 rd May 2023	<ul style="list-style-type: none"> Changes to the proposed Site Boundary Bank seat details Jetty access road Removal of informal public access up to APT jetty Speed limit changes NDA
	4 th July 2023	<ul style="list-style-type: none"> DCO submission Design layout EA access Emergency egress route NRA Baker risk Progress workshops
	20 th July 2023	<ul style="list-style-type: none"> Meeting with Air Products, APT & BakerRisk to discuss blast safety study In the meeting Baker Risk explained their method for evaluation of impact on buildings of APT site due to blast scenarios from AP Immingham project Baker Risk stated their current assessment is consequence based, if further risk based analysis was required, Baker Risk will evaluate the frequency of events impacting APT buildings, accordingly

		<ul style="list-style-type: none"> • APT stated that the cumulative risk of blast should be considered in BakerRisk Assessment • BakerRisk provided their Scope of Analysis together with Consequence Analysis modelling
	3 rd August 2023	<ul style="list-style-type: none"> • Site visit for APT, Air Products and BakerRisk to obtain information about the buildings within the boundary of the APT facility • This site visit was led by BakerRisk Engineers, who are assigned to evaluate impact of a potential Hydrogen loss of containment and explosion in APT, intended for occupancy, buildings • The team visited all the buildings in the main terminal area, contractor area, Jetty and berth. The team was accompanied by APT HSE manager at all times. BakerRisk engineer took the lead in defining the scope of visit, took all necessary information and requested drawings which were agreed to be shared by APT engineers • The APT team was very accommodating and supportive of the site visit, answered all of BakerRisk questions and helped with access to the buildings and areas (terminal and Jetty all the way to the berth) • Following the meeting drawings of engineering and control buildings were shared, alongside the current Occupied Buildings Risk Assessment report. The collected information by BakerRisk was used for their assessment
Hargreaves	10 th December 2022	<ul style="list-style-type: none"> • Discussion on land use planning/COMAH zones
	14 th December 2022	<ul style="list-style-type: none"> • Stakeholder engagement presentation to provide an overview of the proposed development
EXOLUM	12 th December 2022	<ul style="list-style-type: none"> • IERRT and the first Statutory Consultation for IGET

	14 th July 2023	<ul style="list-style-type: none"> • Joint meeting with Gateley Hamer to discuss changes to project and Exolum's letter of objection
People Asset Management Group (PAM)	4 th Jan 2023	<ul style="list-style-type: none"> • Introduction meeting as a service provider to ABP • Overview of the Project and safety
TTS/ Woodbridge	18 th January 2023	<ul style="list-style-type: none"> • Introductory meeting • Safety
Drury/Malcolm Forklift/ PK Construction	January 2023	<ul style="list-style-type: none"> • Introductory meeting
	17 th May 2023	<ul style="list-style-type: none"> • Overview of scheme • Explanation of pipelines • Time frame for delivery • Equivalent facilities • Numbers needed to run the plant • Labour Market
Department for Business, Energy & Industrial Strategy (BEIS)	19 th January 2023	<ul style="list-style-type: none"> • Introductory meeting
Local MPs for Cleethorpes, Grimsby & Scunthorpe	25 th January 2023	<ul style="list-style-type: none"> • Introductory meeting • Consideration of UTC in future training sessions in area
PD Ports	21 st February 2023	<ul style="list-style-type: none"> • Confirming Site Boundaries • Expressed concern on traffic • Hydrogen fuel timescale
SMS Towage, Svitzer, Exolum, CLdN, RYA, UK Chamber of Shipping, RNLI	10 th May 2023	<ul style="list-style-type: none"> • IGET Marine Hazard Identification Workshop
Roxton Building Services (Queens Road)	11 th May 2023	<ul style="list-style-type: none"> • Potential purchase of properties
P&H insulation (Queens Road)	11 th May 2023	<ul style="list-style-type: none"> • Introductory meeting

Queens Road Residents	11 th May 2023	<ul style="list-style-type: none"> Amount desired for property
Queens Road Resident	11 th May 2023	<ul style="list-style-type: none"> Timeline on moving out
Queens Road Resident	11 th May 2023	<ul style="list-style-type: none"> Issues with Surveyor
Queens Road Residents	12 th May 2023	<ul style="list-style-type: none"> Amount desired for property
Solicitor for Queens Road Resident	12 th May 2023	<ul style="list-style-type: none"> Delays Negotiations
Surveyor for commercial tenants and P&H Insulations on Queens Road	12 th May 2023	<ul style="list-style-type: none"> Brief discussion on tenants he is representing
Local resident	22 nd June 2023	<ul style="list-style-type: none"> Local resident who is a member and representative of the local sea angling community attended exhibition to discuss ongoing access for the local sea angling community It was agreed that ongoing dialogue would be held to keep sea anglers updated on project
PB Kent	6 th July 2023	<ul style="list-style-type: none"> PB Kent's sustainability goals and how IGET may be able to help
HOTT (also trades as APT)	Email correspondence – July – August 2023	<ul style="list-style-type: none"> Movement of buoy re IERRT and potential IGET impacts (HOTT/APT/IOT - same entity – used IOT previously)
DAN Shipping & C hartering Ltd.	23 rd August 2023	<ul style="list-style-type: none"> Introduction to the Project Commercial discussion on logistics during construction phase of the Project
Boyers Industrial Turning Services Limited	August 2023	<ul style="list-style-type: none"> Email correspondence in response to initial phone query about potential impacts Email correspondence confirming land owned by Boyers Industrial Turning Services does not fall within the Site Boundary and would be unaffected

		<ul style="list-style-type: none"> • Further correspondence about potential impacts on utilities confirming they will not be impacted by the project and that a Construction Environment Management Plan (CEMP) will secure safe working practices and ensure works take account of all utilities / cables
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Considering feedback from Ongoing Engagement

- 6.1.26. Responses received through Ongoing Engagement were considered alongside those received throughout the first and second Statutory Consultations and have helped to shape the final Project proposals.
- 6.1.27. Responses received during the initial Project Launch phase were largely preliminary and introductory in nature.
- 6.1.28. In the periods after the Statutory Consultations this engagement was largely an extension of ongoing conversations that had taken place and continued throughout the Statutory Consultation periods.
- 6.1.29. The key themes, topics of discussion and where appropriate the current status of discussions are included in **Table 32** above and have supplemented ongoing dialogue held with key stakeholders throughout the first and second Statutory Consultations.
- 6.1.30. The Response Tables at Appendix P.1, P.2 and Q.1 and Q.2 provide comprehensive information on how feedback was taken into account and, where relevant, how the Applicant responded in developing the Project. The tables demonstrate how ABP, as the Applicant, has taken all relevant consultation responses and any feedback received during ongoing engagement fully into account, records the regard that has been had to each relevant consultation response and documents whether the comment has resulted in a change to the Project.

Compliance with the SoCC

- 6.1.31. Section 47(7) requires that the Applicant must carry out consultation in accordance with the proposals set out in their SoCC. The SoCC compliance summary provided at Appendix B.5 demonstrates how the commitments outlined in the SoCC have been complied with, in satisfaction of section 47(7). The SoCC compliance summary identifies each of the commitments made in the SoCC and provides details about how these have been met by ABP in the delivery of the consultation.

Chapter 7: Consultation under EIA Regulations

Overview

- 7.1.1. This chapter provides an overview of how the Project was identified as requiring an EIA and how consultation has been conducted in line with the EIA Regulations.
- 7.1.2. Chapter 1 Introduction of the ES [TR030008/APP/6.2] sets out that the Project is subject to mandatory EIA as set out within paragraph 8(2) of Schedule 1 of the EIA Regulations, as it comprises 'Trading ports, piers for loading and unloading connected to land and outside ports (excluding ferry piers) which can take vessels of over 1,350 tonnes'. As such, the Application for the Project is supported by an EIA. Chapter 1 Introduction of the ES [TR030008/APP/6.2] also sets out the steps taken to comply with the EIA Regulations. Chapter 5 EIA Approach of the ES [TR030008/ APP/6.2] reports on the Transboundary screening undertaken by PINS for the Project.
- 7.1.3. The Project was subject to an EIA Scoping Opinion, included at Appendix 1B of the ES Appendices [TR030008/APP/6.4], as detailed below.

Notification under Regulations 8 and 10 of the EIA Regulations

- 7.1.4. In accordance with Regulations 8 and 10 of the EIA Regulations, advanced notice was provided on behalf of ABP to PINS on behalf of the Secretary of State of its intention to ask the Secretary of State for a scoping opinion pursuant to Regulation 10 (1) of the EIA Regulations in relation to the Project. Advanced notice was provided at a meeting held on 12 July 2022 between the Applicant and PINS where scoping matters were discussed. In its Scoping Opinion at Appendix 1B of the ES Appendices [TR030008/APP/6.4], PINS confirmed that *"the Applicant notified the Secretary of State (SoS) under Regulation 8(1)(b) of those regulations that they propose to provide an ES in respect of the Proposed Development and by virtue of Regulation 6(2)(a), the Proposed Development is 'EIA development'."*

Scoping Opinion

- 7.1.5. In accordance with Regulation 10 of the EIA Regulations, an EIA Scoping Report, provided at Appendix 1.A of the ES Appendices [TR030008/APP/6.4] was submitted to the Secretary of State on behalf of the Applicant on 30 August 2022 with a request for an EIA Scoping Opinion, in order to determine the required scope of the EIA. The submission confirmed that ABP, as the Applicant, intended to submit an Application for a DCO in relation to the Project.
- 7.1.6. PINS, on behalf of the Secretary of State, accepted receipt of the scoping request on 30 August 2022 via email.
- 7.1.7. The Secretary of State adopted the Scoping Opinion on 10 October 2022, having consulted with the relevant consultation bodies in accordance with Regulation 10(6) of the EIA Regulations. The full list of consultation bodies notified by the PINS under Regulation 11(1)(a) of the EIA Regulations is provided at Appendix 1 of the Scoping Opinion, set out in Appendix 1B of the ES Appendices [TR030008/APP/6.4].

- 7.1.8. As set out within the Scoping Opinion, the Secretary of State confirmed that ‘*The Applicant provided the necessary information to inform a request under EIA Regulation 10(3) in the form of a Scoping Report*’ and so it can be concluded that the Scoping Report had encompassed all relevant aspects identified in the EIA Regulations. The Scoping Opinion included the Secretary of State’s comments on the Project, EIA approach and topic areas, as well as a list of all organisations consulted.
- 7.1.9. In response to the issues raised by the Statutory Consultees in the Scoping Opinion, further targeted engagement was undertaken with the relevant bodies, as necessary, for example to provide further clarity on technical methodologies such as agreement of viewpoints for photomontages. The technical consultation undertaken is reported in the ES consultation tables on a topic by topic basis in each ES chapter as relevant.
- 7.1.10. The Scoping Opinion provided the foundation for undertaking the individual technical assessments that form the basis of the EIA for the Project.

The PEIR

- 7.1.11. A PEIR (Appendix G.1) was produced for the first Statutory Consultation which took place between 9 January 2023 and 20 February 2023 and formed a substantive element of the consultation materials which were shared during that period. The PEIR was available at each of the in person events, through the Virtual Consultation Room and directly through the Project website.
- 7.1.12. The role of the PEIR is to provide the information reasonably required to enable the “consultation bodies” as defined in Regulation 3 of the EIA Regulations 2017, to develop an informed view of the likely significant environmental effects of the proposed development for the purposes of providing feedback on the proposals.
- 7.1.13. That is reflected in the definition of Preliminary Environmental Information, which is defined in Regulation 12(2) as information referred to in Regulation 14(2) which:
*‘(a) has been compiled by the applicant; and
(b) is reasonably required for the consultation bodies to develop an informed view of the likely significant environment effects of the proposed development (and of any associated development).’*
- 7.1.14. The PEIR was formed of four volumes, mirroring the structure of the final ES:
Volume I – Non-Technical Summary which summarised the PEIR in non-technical language.
Volume II – Main Report
Volume III – Figures
Volume IV – Appendices

Second Statutory Consultation: PAR

- 7.1.15. A PAR (Appendix J.1) was shared during the second Statutory Consultation. The PAR explained and presented the design refinements and changes that had been made to the Project since the PEIR was consulted upon in early 2023 for the first Statutory Consultation, in order to give all interested parties, the local community, regulators and stakeholders the opportunity to express their views about both the

proposals, and the refinements made to the Project. The PAR contained a description of the changes made to the Project, the rationale and justification for making them, the implications for environmental effects of the Project (constituting additional Preliminary Environmental Information) as well as providing plans showing the proposals.

- 7.1.16. The original PEIR and the non-technical summary of the PEIR were also made available at the second Statutory Consultation between 24 May 2023 and 20 July 2023. This was primarily to ensure that any newly affected parties, for example any whose property interests were affected by the changes to the proposed order limits, had an opportunity to review all of the Preliminary Environmental Information for the Project and not simply the information relating to the changes.

Environmental Statement

- 7.1.17. The ES for the Application is formed of four volumes:

Volume I – Non-Technical Summary which summarised the ES in non-technical language [TR030008/APP/6.1].

Volume II – Main Report [TR030008/APP/6.2].

Volume III – Figures [TR030008/APP/6.3].

Volume IV – Appendices [TR030008/APP/6.4].

- 7.1.18. The ES has been prepared in accordance with Regulation 14(2) of the EIA Regulations, which specifies what environmental information must be included in an ES.

- 7.1.19. Regulation 14(3)(b) requires that an ES must include information ‘*reasonably required for reaching a reasoned conclusion on the significant effects of the proposed development on the environment, taking into account current knowledge and methods of assessment*’. Chapter 5 EIA Approach of the ES [TR030008/APP/6.2] explains the approach taken to the EIA for the Project and sets out how the EIA Regulations have been complied with.

EIA Requirements during Statutory Consultation

- 7.1.20. In developing and delivering both rounds of Statutory Consultation there was full compliance with the relevant requirements in the EIA Regulations. The section below outlines how these were satisfied.

Consultation under the EIA Regulations

- 7.1.21. As described in Chapter 2 of this Report, both the first and second rounds of Statutory Consultation were undertaken consistently with the following EIA Regulations:

- a. Regulation 12(1) of the EIA Regulations requires that the SoCC must make reference to the Project being an EIA development, and state how the applicant intends to publicise and consult on the Preliminary Environmental Information. The SoCC published by ABP confirmed that the Project is EIA development. The SoCC also explained how the Applicant intended to publicise and consult on the PEIR (the published SoCC is provided at Appendix A.4). A second SoCC (Appendix B.4) was prepared for the second

Statutory Consultation, which replicated the scope and methods of the first Statutory Consultation for the second and any subsequent Statutory Consultations.

- b. Regulation 13 of the EIA Regulations requires that, at the same time as publishing notice of the proposed application under section 48(1) of the Act, the Applicant must send a copy of the section 48 notice to the consultation bodies and any person notified to the Applicant in accordance with regulation 11(1)(b). The consultation bodies are defined in the EIA Regulations to include consultees prescribed under sections 42(1)(a) and 43 of the 2008 Act. In compliance with Regulation 13, a section 48 notice was sent to all the consultation bodies and persons notified to ABP under the Regulation 11 List, in accordance with regulation 11(1)(b).

- 7.1.22. The Applicant sent letters to the section 42(1)(a)-(b) consultees explaining that they were prescribed consultees under the 2008 Act and also the EIA Regulations and enclosed the section 48 notice as well as the other section 42 consultation material. This was undertaken for both rounds of Statutory Consultation. An example of the section 42 notice letters sent, including the section 48 notice are provided at Appendix H.1 and K.1.
- 7.1.23. The section 42 notice letters sent to the consultation bodies provided an overview of the Project, explained that it was an EIA development and how consultees could respond to the Statutory Consultation. The letters also explained that the PEIR, the non-technical summary to the PEIR and the SoCC (as well as the PAR - in the letters sent for the second Statutory Consultation) could all be accessed online to view and download free of charge on ABP's dedicated Project consultation website, from the start of Statutory Consultation. They further provided details of the Statutory Consultation events that were to take place, the deposit locations where documents could be viewed online, information of how to request a USB free of charge containing the documents or paper copies of the materials (subject to a responsible copying charge for certain documents, up to a maximum cost of £300).
- 7.1.24. The section 42 notice letters also confirmed the dates when the Statutory Consultation would take place and invited consultees to provide comments in writing on the Project proposals before the close of consultation, after which comments may not be considered.
- 7.1.25. Volume 2 of the ES **[TR030008/APP/6.2]** contains each of the technical ES chapters, and these each provide detail of the consultation and engagement undertaken with the relevant statutory consultees in relation to the respective environmental topics for the Project.
- 7.1.26. The chapters also include a record of technical consultations which were held with stakeholders where these discussions related to technical scope, methodologies and the development of mitigation. For example, agreement of Landscape and Visual Impact Assessment view points, engagement with Environmental Health at NELC regarding the siting of noise monitoring equipment and potential construction working hours (see Chapters 13: Landscape & Visual Impact and 7: Noise & Vibration of the ES **[TR030008/APP/6.2]**). Consultation with key stakeholders began in August 2022 and has been ongoing to date. Engagement

with key stakeholders commenced at an early stage of the process, including discussing points raised in the Scoping Opinion, included at Appendix 1B of the ES Appendices [TR030008/APP/6.4], to try to reach agreement on these matters and further comments received since initial discussions.

Transboundary Consultation

- 7.1.27. Transboundary screening was undertaken by PINS on behalf of the Secretary of State for the purposes of Regulation 32 of the EIA Regulations on 2 March 2023, following the Applicant's request for a Scoping Opinion. A copy of the Transboundary screening is provided at Appendix O.1.
- 7.1.28. PINS was of the view that the Project was likely to have a significant effect on the environment in two European Economic Area ("EEA") States; Denmark and Iceland. In reaching this view it has applied the precautionary approach (as explained in its Advice Note Twelve: Transboundary Impacts) and taken into account the information that has been supplied by the Applicant with its request for a Scoping Opinion in August 2022.
- 7.1.29. PINS notified the states of Denmark and Iceland in respect of potential impacts on bird populations of conservation importance on 2 March 2023, and published a notice (signed by PINS for and on behalf of the Secretary of State for Levelling Up, Housing and Communities) in the London Gazette on 10 March 2023. The notice reported that:
- "In accordance with Regulation 32 of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (EIA Regulations) the Secretary of State has provided information to the above mentioned EEA States about the Proposed Development and its likely significant effects, and these States have been asked to indicate by 17 April 2023 whether or not they wish to participate in the procedure for examining and determining the application under the Planning Act 2008 (PA 2008) and Regulation 32 of the EIA Regulations."*
- 7.1.30. A response was received on behalf of Denmark on 17 April 2023, confirming the state would like to participate in the procedure going forward. A copy of the notice is available at Appendix O.2 and the response from Denmark is provided at Appendix O.3.

8. Conclusions

- 8.1.1. This Report sets out the consultation activities which have been undertaken and the publicity provided in accordance with sections 42, 47, 48 and 49 of the 2008 Act. ABP developed the approach to the Statutory Consultation and publicity in line with the requirements of the 2008 Act (and the APFP Regulations and EIA Regulations), as well as DCLG (2015) Guidance and Advice Note 14 as set out in this Report.
- 8.1.2. Two rounds of pre-Application Statutory Consultation and publicity were undertaken by ABP under sections 42, 47 and 48 of the 2008 Act – the first Statutory Consultation from 9 January 2023 to 20 February 2023, and a second Statutory Consultation from 24 May 2023 to 20 July 2023. Both rounds of Statutory Consultation and publicity provided a period for feedback responses in excess of the statutory minimum of 28 days.
- 8.1.3. Responses to both rounds of Statutory Consultation and publicity have been carefully considered and fully taken into account and regard has been had to those responses in finalising ABP's Application for a DCO as is required under section 49 of the 2008 Act.
- 8.1.4. In response to feedback received to the first Statutory Consultation some minor changes/refinements were made to the Project in respect of which ABP consulted by undertaking a second round of Statutory Consultation.
- 8.1.5. This Report provides details as to how each requirement from the applicable legislation, regulations, as well as the guidance and advice notes, were met by the consultation and publicity undertaken by ABP. Compliance with the 2008 Act can be summarised as follows:
- a. ABP undertook consultation under section 47 of the 2008 Act - including consultation on both the first and second SoCC with local authorities, publication of the combined S47 and S48 notices, making both SoCCs available for inspection and undertaking consultation in accordance with the first published SoCC for the first Statutory Consultation and in accordance with the second SoCC for the second Statutory Consultation;
 - b. ABP undertook consultation under section 42 of the 2008 Act, as identified. This includes consultation with all relevant consultees under section 42(1)(a), section 42(1)(aa), section 42(1)(b) and section 42(1)(d) (section 42(1)(c) - Greater London Authority – was not relevant to the Project);
 - c. ABP notified the Secretary of State of the proposed Application and that it would be accompanied by an ES under section 46 of the 2008 Act and in line with the EIA Regulations;
 - d. ABP publicised the Statutory Consultations in accordance with section 48 of the 2008 Act. This included the publication of a joint section 47 and section 48 notice in local and national newspapers, the London Gazette, Lloyd's List and Fishing News. This was replicated for both the first and second rounds of Statutory Consultation. This also included notification to consultation bodies in line with the EIA Regulations;

- e. ABP has had regard to all relevant consultation responses received, as per section 49 of the 2008 Act. Further detail of the issues raised and ABP's responses are included in this Report and the appendices to it; and
 - f. ABP has had regard to statutory guidance issued by the Secretary of State, as per section 50 of the 2008 Act.
- 8.1.6. In addition to demonstrating compliance with the relevant statutory requirements, this Report also explains how ABP has also undertaken a process of Ongoing Engagement, which has also informed the development of the Project and the assessment of its effects.
- 8.1.7. This Report and collection and handling of data is compliant with the General Data Protection Regulation ('GDPR') which came into force from the 25th May 2018.

Annex 1 – Compliance checklist

Annex 1.1 – Compliance checklist for the first Statutory Consultation

Section 55(3)(e): The Applicant in relation to the Application made has complied with Chapter 2 of Part 5 (pre-application procedure)		
1	In accordance with the EIA Regulations, did the Applicant (prior to carrying out consultation in accordance with s42) either (a) request the Planning Inspectorate adopt a Screening Opinion in respect of the development to which the Application relates, or (b) notify the Planning Inspectorate in writing that it proposed to provide an Environmental Statement in respect of that development?	Yes. PINS was notified in writing via the Regulations 8 & 10 Notification letter in Appendix N.1 that the Applicant would be providing an Environmental Statement, which itself is available at [TR30008/APP/6.2] .
2	Have any Adequacy of Consultation Representations been received from 'A', 'B', 'C' and 'D' local authorities; and if so, do they confirm that the Applicant has complied with the duties under s42, s47 and s48?	No Adequacy of Consultation Representations were received.
Section 42: Duty to consult		
Did the Applicant consult the applicable persons set out in s42 of the PA2008 about the proposed application?		
3	Section 42(1)(a) persons prescribed?	Yes. Relevant local authorities were informed of the proposals for the Project on 30 th August 2022 as part of the Project Launch. (Appendix M.1). The first SoCC was sent to relevant local authorities on the 5 th September 2022 (see Appendix A.1). Prescribed consultees were sent correspondence (Appendix H.1 and H.2) on the 9 th January with a project brochure attached (see Appendix H.5)
4	Section 42(1)(aa) the Marine Management Organisation?	Yes. The MMO was emailed on the 10 th January (Appendix H.2) with details about the Project included in a brochure (Appendix H.5).
5	Section 42(1)(b) each local authority within s43?	Yes.

		<p>Relevant local authorities were informed of proposals for the Project on the 30th August 2022 (Appendix M.1)</p> <p>The first SoCC was sent to relevant local authorities on the 5th September 2022 (see Appendix A.1).</p> <p>Consultees were sent an email on the 9th January (see Appendix H.2) with a project brochure also attached (see Appendix H.5)</p>
6	Section 42(1)(c) the Greater London Authority (if in Greater London area)?	The Project is not within the boundary of the Greater London Authority, so was not consulted on part of the first Statutory Consultation.
7	Section 42(1)(d) each person in one or more of s44 categories?	<p>Yes.</p> <p>s42 consultees were notified in writing on 9th January (Appendix H.1)</p>
Section 45: Timetable for s42 consultation		
8	Did the Applicant notify s42 consultees of the deadline for receipt of consultation responses; and if so, was the deadline notified by the Applicant 28 days or more starting with the day after receipt of the consultation documents?	<p>Yes.</p> <p>S42 consultees were informed of the deadline to respond to both the Statutory Consultation and the SoCC.</p> <p>All statutory consultees were emailed on the 9th or 10th of January informing them of the deadline to respond to the consultation (see Appendix H.2).</p>
Section 46: Duty to notify the Planning Inspectorate of proposed application		
9	Did the Applicant supply information to notify the Planning Inspectorate of the proposed application; and if so, was the information supplied to the Planning Inspectorate on or before the date it was sent to the s42 consultees? Was this done on or before commencing consultation under s42?	<p>Yes.</p> <p>The Applicant first notified PINS on the 30th August 2022 before sending another letter on the 6th January to inform the Planning Inspectorate that the first Statutory Consultation was underway (Appendix I.1). This was done before contacting s42 consultees.</p>
Section 47: Duty to consult local community		
10	Did the Applicant prepare a Statement of Community Consultation (SoCC) on how it intended to consult people living in the vicinity of the land?	<p>Yes.</p> <p>The first SoCC can be found in Appendix A.2 (draft SoCC) and A.4 (published SoCC).</p>

11	Were 'B' and (where relevant) 'C' authorities consulted about the content of the SoCC; and if so, was the deadline for receipt of responses 28 days beginning with the day after the day that 'B' and (where applicable) 'C' authorities received the consultation documents?	Yes. B and C authorities were consulted on the SoCC (see Appendix A.3 for correspondence) and were sent copies of the first SoCC by email on 5 September 2022. The consultation ran from 6 September 2022 to 23:59 on 3 October 2022.
12	Has the Applicant had regard to any responses received when preparing the SoCC?	Yes. Please see 4.1.3-4.1.11.
13	Has the SoCC been made available for inspection in a way that is reasonably convenient for people living in the vicinity of the land; and has a notice been published in a newspaper circulating in the vicinity of the land which states where and when the SoCC can be inspected?	Yes. Throughout the Statutory Consultation period the SoCC was available in person (see 4.1.22) and on the IGET website and still remains available to view. Yes. See Appendix C.2.
14	Does the SoCC set out whether the development is EIA development; and does it set out how the Applicant intends to publicise and consult on the Preliminary Environmental Information?	Yes. See 2.10 - 2.11 of the SoCC (Appendix A.4) on the former. On the latter, see 2.12-2.14.
15	Has the Applicant carried out the consultation in accordance with the SoCC?	Yes. The first SoCC can be found in Appendix A.2 and A.4.
Section 48: Duty to publicise the proposed application		
16	Did the Applicant publicise the proposed application in the prescribed manner set out in Regulation 4(2) of the APFP Regulations?	Yes. See below.
Newspapers		
a)	for at least two successive weeks in one or more local newspapers circulating in the vicinity in which the Proposed Development would be situated:	Yes. See Appendix C.2.
b)	once in a national newspaper;	Yes. See Appendix C.2

c)	once in the London Gazette and, if land in Scotland is affected, the Edinburgh Gazette; and	Yes. See Appendix C.2			
d)	where the proposed application relates to offshore development - (i) once in Lloyds List; and (ii) once in an appropriate fishing trade	Yes. See Appendix C.2			
17	Did the s48 notice include the required information set out in Regulation 4(3) of APFP Regulations?	Yes. See from 4.1.95 and Appendix C.1.			
	Information	Paragraph		Information	Paragraph
a)	the name and address of the Applicant	1	b)	a statement that the Applicant intends to make an application for development consent to the Secretary of State	1
c)	a statement as to whether the Application is EIA development	8	d)	a summary of the main proposals, specifying the location or route of the Proposed Development	2/6
e)	a statement that the documents, plans and maps showing the nature and location of the Proposed Development are available for inspection free of charge on a website maintained by or on behalf of the Applicant, including the address of the website; the place on the website where the documents, plans and maps may be inspected; and a telephone number which can be used	16/17/18	f)	the latest date on which those documents, plans and maps will be available for inspection on the website.	16

	to contact the Applicant for enquiries in relation to the documents, plans and maps			
g)	whether a charge will be made for copies of any of the documents, plans or maps and the amount of any charge	17	h)	details of how to respond to the publicity.
i)	a deadline for receipt of those responses by the Applicant, being not less than 28 days following the date when the notice is last published	20		
18	Has a copy of the s48 notice been sent to the EIA consultation bodies and to any person notified to the Applicant in accordance with the EIA Regulations?	Yes. Refer to 4.1.72 and Appendix H.1.		
Section 49: Duty to take account of responses to consultation and publicity				
19	Has the Applicant had regard to any relevant responses to the s42, s47 and s48 consultation?	Yes. Please see the response tables at appendices P.1, P.2 & P.3.		
Guidance about pre-application procedure				
20	To what extent has the Applicant had regard to statutory guidance 'Planning Act 2008: Guidance on the pre- application process'?	Paragraphs 2.1.34 and 3.1.5-3.1.7 set out how the Applicant has undertaken a consultation process which fully complies with the DCLG (2015) Guidance on the pre-application process, as well as the relevant advice from the PINS. Evidence is provided in Chapters 4, 5 and 6 of this Report.		
s55(3)(f) and s55(5A): The application (including accompaniments) achieves a satisfactory standard having regard to the extent to which it complies with section 37(3) (form and contents of application) and with any standards set under section 37(5) and follows any applicable guidance under section 37(4)				
21	Is it accompanied by a Consultation Report?	Yes.		

	<p>The Application is accompanied by a Consultation Report (Application Document [TR030008/APP/5.1]) and Consultation Report Appendices (Application Document [TR030008/APP/5.2]).</p>

Annex 1.2 – Compliance checklist for the second Statutory Consultation

Section 55(3)(e): The Applicant in relation to the Application made has complied with Chapter 2 of Part 5 (pre-application procedure)		
1	In accordance with the EIA Regulations, did the Applicant (prior to carrying out consultation in accordance with s42) either (a) request the Planning Inspectorate adopt a Screening Opinion in respect of the development to which the Application relates, or (b) notify the Planning Inspectorate in writing that it proposed to provide an Environmental Statement in respect of that development?	Yes. PINS was notified in writing via the Regulations 8 & 10 Notification letter in Appendix N.1 that the Applicant would be providing an Environmental Statement, which itself is available at [TR30008/APP/6.2] .
2	Have any Adequacy of Consultation Representations been received from 'A', 'B', 'C' and 'D' local authorities; and if so, do they confirm that the Applicant has complied with the duties under s42, s47 and s48?	No Adequacy of Consultation Representations were received.
Section 42: Duty to consult		
Did the Applicant consult the applicable persons set out in s42 of the PA2008 about the proposed application?		
3	Section 42(1)(a) persons prescribed?	Yes. The second SoCC was sent to relevant local authorities on the 3 rd April 2023 (see Appendix B.1). Prescribed consultees were sent correspondence by letter and email on the 24 th – 26 th May (see Appendix K.1 and K.2) with a project brochure also attached (Appendix K.5).
4	Section 42(1)(aa) the Marine Management Organisation?	Yes. The organisation was emailed on 25 th May 2023 (Appendix K.2) with details about the Project included in a brochure (Appendix K.5).
5	Section 42(1)(b) each local authority within s43?	The second SoCC was sent to relevant local authorities on the 3 rd April 2023 (see Appendix B.1).

		Consultees were sent an email on the 26 th May (see Appendix K.2) with a project brochure also attached (see Appendix K.5)
6	Section 42(1)(c) the Greater London Authority (if in Greater London area)?	The Project is not within the boundary of the Greater London Authority, so was not consulted on part of the second Statutory Consultation.
7	Section 42(1)(d) each person in one or more of s44 Categories?	Yes. Landowners, leasers and residents were informed of proposals for the Project on the between 24-26 th May (Appendix K.1 and K.2) Physical letters were also sent out on 24 th May (Appendix K.1).
Section 45: Timetable for s42 consultation		
8	Did the Applicant notify s42 consultees of the deadline for receipt of consultation responses; and if so, was the deadline notified by the Applicant 28 days or more starting with the day after receipt of the consultation documents?	Yes. S42 consultees were informed of the deadline to respond to the second Statutory Consultation. All statutory consultees were emailed between the 24 th and 26 th May informing them of the deadline to respond to the consultation (Appendix K.2).
Section 46: Duty to notify the Planning Inspectorate of proposed application		
9	Did the Applicant supply information to notify the Planning Inspectorate of the proposed application; and if so, was the information supplied to the Planning Inspectorate on or before the date it was sent to the s42 consultees? Was this done on or before commencing consultation under s42?	Yes. The Applicant notified PINS on the 23 rd May, ahead of the start of the second Statutory Consultation (Appendix L.1) and before notification was sent to s42 consultees.
Section 47: Duty to consult local community		
10	Did the Applicant prepare a Statement of Community Consultation (SoCC) on how it intended to consult people living in the vicinity of the land?	Yes. The second SoCC can be found in Appendix B.2 and B.4. The SoCC was sent to statutory consultees on the 3 rd April. A follow up email reminding consultees of the deadline to provide feedback was sent on the 28 th April.

11	Were 'B' and (where relevant) 'C' authorities consulted about the content of the SoCC; and if so, was the deadline for receipt of responses 28 days beginning with the day after the day that 'B' and (where applicable) 'C' authorities received the consultation documents?	Yes. B and C authorities were contacted on 3 rd April, with a deadline for comment on the second SoCC set as 5 th May 2023 (Appendix A.3 for correspondence).
12	Has the Applicant had regard to any responses received when preparing the SoCC?	Yes. See 5.1.8.
13	Has the SoCC been made available for inspection in a way that is reasonably convenient for people living in the vicinity of the land; and has a notice been published in a newspaper circulating in the vicinity of the land which states where and when the SoCC can be inspected?	Yes. Throughout the second Statutory Consultation period the second SoCC has been available for in person inspection as set out at 5.1.14 and on the IGET consultation website. A combined s47 and s48 notice was published in local and national newspapers (see Appendix D.1 and D.2)
14	Does the SoCC set out whether the development is EIA development; and does it set out how the Applicant intends to publicise and consult on the Preliminary Environmental Information?	Yes. See 2.10 - 2.11 of the first SoCC on the former. On the latter, see 2.12-2.14.
15	Has the Applicant carried out the consultation in accordance with the SoCC?	Yes.
Section 48: Duty to publicise the proposed application		
16	Did the Applicant publicise the proposed application in the prescribed manner set out in Regulation 4(2) of the APFP Regulations?	Yes. See below.
Newspapers		
a)	for at least two successive weeks in one or more local newspapers circulating in the vicinity in which the Proposed Development would be situated:	Yes. See Appendix D.2. and D4
b)	once in a national newspaper;	Yes.

		See Appendix D.2 and D4		
c)	once in the London Gazette and, if land in Scotland is affected, the Edinburgh Gazette; and	Yes. See Appendix D.2 and D4		
d)	where the proposed application relates to offshore development- (i) once in Lloyds List; and (ii) once in an appropriate fishing trade	Yes. See Appendix D.2 and D4		
17	Did the s48 notice include the required information set out in Regulation 4(3) of APFP Regulations?	Yes. See below and Appendix D.2 and D.4.		
	Information	Paragraph		Information
a)	the name and address of the Applicant	1	b)	a statement that the Applicant intends to make an application for development consent to the Secretary of State
c)	a statement as to whether the Application is EIA development	8	d)	a summary of the main proposals, specifying the location or route of the Proposed Development
e)	a statement that the documents, plans and maps showing the nature and location of the Proposed Development are available for inspection free of charge on a website maintained by or on behalf of the Applicant, including the address of the website; the place on the website where the documents, plans and maps may be inspected; and a telephone number which can be used to contact the Applicant for enquiries in relation	10 and 11	f)	the latest date on which those documents, plans and maps will be available for inspection on the website.
				10

	to the documents, plans and maps			
g)	whether a charge will be made for copies of any of the documents, plans or maps and the amount of any charge	15	h)	details of how to respond to the publicity.
i)	a deadline for receipt of those responses by the Applicant, being not less than 28 days following the date when the notice is last published	17		
18	Has a copy of the s48 notice been sent to the EIA consultation bodies and to any person notified to the Applicant in accordance with the EIA Regulations?	Yes. See Appendix K.1 and K.2.		
Section 49: Duty to take account of responses to consultation and publicity				
19	Has the Applicant had regard to any relevant responses to the s42, s47 and s48 consultation?	Yes. Please see the response tables at appendices Q.1 and Q.2.		
Guidance about pre-application procedure				
20	To what extent has the Applicant had regard to statutory guidance 'Planning Act 2008: Guidance on the pre- application process'?	Paragraphs 2.1.34 and 3.1.5-3.1.7 set out how the Applicant has undertaken a consultation process which fully complies with the DCLG (2015) Guidance on the pre-application process, as well as the relevant advice from the PINS. Evidence is provided in Chapters 4, 5 and 6 of this Report.		
s55(3)(f) and s55(5A): The application (including accompaniments) achieves a satisfactory standard having regard to the extent to which it complies with section 37(3) (form and contents of application) and with any standards set under section 37(5) and follows any applicable guidance under section 37(4)				
21	Is it accompanied by a Consultation Report?	Yes. The Application is accompanied by a Consultation Report (Application Document [TR030008/APP/5.1]) and Consultation Report		

	Appendices (Application Document [TR030008/APP/5.2]).

Annex 2: Glossary

Abbreviation / Acronym	Definition
ABP	Associated British Ports (the Applicant)
APFP Regulations	Infrastructure Planning (Applications prescribed Forms and Procedure) Regulations 2009
Advice Note 14	The Planning Inspectorate's Advice Note Fourteen: Compiling the Consultation Report
Air Products	Air Products (BR) Limited
Application	Application for the IGET
DCLG	Department of Communities and Local Government (as it then was)
DCO	Development Consent Order
DLUHC	Department for Levelling Up, Housing and Communities
EA	Environment Agency
EIA	Environmental Impact Assessment
EIA Regulations	Infrastructure Planning (Environmental Impact Assessment) Regulations 2017
ES	Environmental Statement
Exolum	Exolum Immingham LTD
HGVs	Heavy Goods Vehicles

HOTT	Humber Oil Terminals Trustee Limited
HSE	Health and Safety Executive
IDB	Internal Drainage Board
IERRT	Immingham Eastern Ro-Ro Terminal
IGET	Immingham Green Energy Terminal
IOT	Immingham Oil Terminal
MHCLG	Ministry for Housing, Communities, and Local Government (as it then was)
MMO	Marine Management Organisation
NE	Natural England
NELC	North East Lincolnshire Council
NLC	North Lincolnshire Council
NPS	National Policy Statement
NPSfP	National Policy Statement for Ports
NSIP	Nationally Significant Infrastructure Project
PAR	PEIR (Preliminary Environmental Information Report) Addendum Report
PEIR	Preliminary Environmental Information Report

PINS	Planning Inspectorate
Project Launch	The initial launch introducing the Project to key stakeholders
Proposed Development	IGET
RNLI	Royal National Lifeboat Institution
Secretary of State	Secretary of State for Transport
Section 48 notice	Notice publicising the project
The Site	The project site
SoCC	Statement of Community Consultation
The Project	IGET
UK	United Kingdom
2008 Act	Planning Act 2008

ABP

AIR
PRODUCTS 

