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The Applicant;
All Interested Parties;
Statutory Parties; and
any Other Persons invited to the
Preliminary Meeting

Your Ref:

Our Ref:

TR030008

Date:

8 January 2024

Dear Sir/ Madam

Planning Act 2008 (PA2008) – Sections (s) 88 and 89 and The Infrastructure Planning (Examination Procedure) Rules 2010 (EPR) – Rules 4, 6, 9, 10 and 13

Application by Associated British Ports for an Order Granting Development Consent for Immingham Green Energy Terminal

Appointment of the Examining Authority, invitation to the Preliminary Meeting and Notification of Hearings

Following my appointment by the Secretary of State for Levelling Up, Housing and Communities as the lead member of the Examining Authority (ExA) to carry out an Examination of the above application I am writing to introduce myself and the other members of the ExA. My name is Menaka Sahai and the other members of the ExA are Adrian Hunter, Liam Page, Katharine Metcalfe and Mukhtar Shaikh. A copy of the appointment notice issued under Rule 4 of the EPR, issued on 31 October 2023 [PD-004], can be viewed under the Documents tab on [the project webpage of the National Infrastructure Planning website \(project webpage\)](#).

The ExA would like to thank those of you who submitted Relevant Representations. These representations have assisted us when considering how we will Examine this application.

1. Purpose and content of this letter

This letter is being issued under Rule 6 of the EPR (Rule 6 letter). The purpose of this Rule 6 letter is to invite you to the Preliminary Meeting to discuss the procedure for the Examination of this application, and to provide notification of Hearings and details of several Procedural Decisions. The letter also includes several annexes setting out the ExA's initial assessment of principal issues, the draft Examination



Timetable, and other details. Please read the letter and its annexes fully and make note of the responses required from you at specific deadlines.

Rule 6 main letter	<ul style="list-style-type: none"> • Invitation to the Preliminary Meeting and details • Notification of initial Hearings • Advance Notice relating to submission of Written Representations • ExA's draft list of Written Questions, notification of Familiarisation Site Inspection and other Procedural Decisions • Changes to land interests • Managing Examination Correspondence • Your status in the Examination • Awards of costs • Management of information
Annex A	Agenda for the Preliminary Meeting
Annex B	Introduction to the Preliminary Meeting
Annex C	Initial Assessment of Principal Issues
Annex D	Draft Examination Timetable
Annex E	Notification of initial Hearings and Familiarisation Site Inspection
Annex F	Other Procedural Decisions made by the ExA
Annex G	Availability of Examination Documents
Annex H	Information about the Make a Submission tab

2. Invitation to the Preliminary Meeting

As a recipient of this letter, you are invited to the Preliminary Meeting under Rule 6 of the EPR, to discuss the procedure for the Examination of the above application. The Examination will start after the Preliminary Meeting has closed. The agenda for the Preliminary Meeting is at **Annex A**.

Date	Start time	Joining details
Tuesday, 20 February 2024	Registration and seating available at venue from: 09:30am Virtual Registration process from from: 09.30am Preliminary Meeting starts: 10:00 am	The Preliminary Meeting will be held at: Stallingborough Grange Hotel, Riby Road, Grimsby, DN41 8BU. The Preliminary Meeting can also be attended Virtually using Microsoft Teams.



		Full instructions on how to join online or by telephone will be provided in advance to those who have pre-registered
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The ExA is providing formal notification that the **Preliminary Meeting will be a blended event**. Additionally, all the Hearings referred to in **Annex E** to this letter will also be blended events.

Blended events allow attendance both in-person and virtually through Microsoft Teams. It is expected that both blended and fully virtual events will form part of the Planning Inspectorate’s future operating model. Please see the Planning Inspectorate’s [Advice Note 8.5: The Examination: hearings and site inspections](#) and [Advice Note 8.6: Virtual examination events](#) for more information. These Advice Notes are updated periodically to align with the most up to date Government guidance and Planning Inspectorate’s working practices.

The ExA will remain flexible and will confirm the format of any future Hearings when we provide formal notification of each Hearing at least 21 days in advance.

3. Attendance and Participation at the Preliminary Meeting

If you intend to attend and participate in the Preliminary Meeting, you must register by **Procedural Deadline A, Tuesday 6 February 2024** and provide all the information requested.

Any request to participate in the Preliminary Meeting **must include** the following information and be made on the [Event Participation Form](#) on the [project webpage](#):

- Name and unique reference number (found at the top of your letter or email from the Planning Inspectorate);
- Name and unique reference number of any person/organisation that you are representing (if applicable);
- Email address (if available) and contact telephone number;
- Confirmation of whether you will participate virtually or in-person; and
- The agenda item on which you wish to speak and a list of the points you wish to make.

Annex H to this letter provides further information. Please contact the Case Team using the contact details at the top of this letter if you require any support to attend the Preliminary Meeting.

4. Observing the Preliminary Meeting

Please note that **you are not required to attend, or make written submissions to, the Preliminary Meeting in order to participate in the Examination.**



If you choose not to attend the Preliminary Meeting, or simply observe the proceedings, you are still an Interested Party, and can still participate in the Examination. This includes being able to make a Written Representation, comment on submissions made by other Interested Parties (IP), and respond to the ExA's Written Questions during the Examination. You will also be able to participate in any Hearings that are arranged.

If you wish to observe the Preliminary Meeting in person and at the physical venue, you are still required to register by **Procedural Deadline A, Tuesday 6 February 2024**.

However, if you wish to observe virtually then you do not need to register. You will be able to either:

- watch a livestream of the event via a weblink that will be made available on the [project webpage](#) shortly before the event is scheduled to begin; and/ or
- watch the recording of the event which will be published on the [project webpage](#) shortly after the event has finished.

5. Purpose of the Preliminary Meeting

The purpose of the Preliminary Meeting is for all parties to put their views to the ExA about **how the application will be examined**. The agenda for the meeting is at **Annex A** to this letter.

See **Annex B** to this letter and the Planning Inspectorate's [Advice Note 8.3 - Influencing how an application is Examined: the Preliminary Meeting](#) for more information.

The Preliminary Meeting is **not** an opportunity for you to give your views about what you like or do not like about the application. The merits or disadvantages of the application will only be considered once the Examination starts, which is after the Preliminary Meeting has closed. All relevant and important matters will be taken into account when the ExA makes a recommendation to the Secretary of State for Transport, who will take the final decision in this case.

6. Written submissions about how the application should be Examined

PA2008 establishes a principally written process for the Examination of applications for Development Consent Orders and **representations made in writing carry equal weight to oral representations at all stages of the process**.

The ExA is now requesting written submissions from recipients of this letter about how the application should be examined. The ExA particularly wish to hear from you if:



- You consider changes need to be made to the draft Examination Timetable set out at **Annex D** to this letter; and/or
- you wish to comment about the arrangements for future Examination Hearings, including the use of virtual methods.

You are invited to make a written submission about how the application is to be examined at the latest by **Procedural Deadline A, Tuesday 6 February 2024**. The ExA request that all submissions are made using the [Have your Say section](#) on the [project webpage](#). **Annex H** to this letter provides further information about using the Make a submission tab.

7. After the Preliminary Meeting

After the Preliminary Meeting, the ExA will issue a letter under Rule 8 of the EPR (Rule 8 letter) setting out the finalised Examination Timetable. A note of the meeting will also be published on the [project webpage](#).

8. Notification of initial Hearings

The ExA has made a Procedural Decision to hold the initial Hearings listed below. The Hearings will be blended events; they will be held in person at Stallingborough Grange Hotel, Riby Road, Grimsby, DN41 8BU, and virtual attendance will be available via Microsoft Teams.

- **Issue Specific Hearing 1 (ISH1)** on Strategic Overview of the Proposed Development on Tuesday, 20 February 2024 at 2:00pm;
- **Issue Specific Hearing 2 (ISH2)** on Landside Issues, including draft Development Consent Order on Wednesday, 21 February 2024 at 10:00am; and
- **Issue Specific Hearing 3 (ISH3)** on Marine Side Issues including draft Development Consent Order on Thursday 22 February 2024 at 10:00am.

If you intend to attend and participate in the Hearings, you must register by **Procedural Deadline A, Tuesday 6 February 2024** and provide all the information requested. Important information about these Hearings is contained in **Annex E** to this letter.

9. Advance Notice for the submission of Written Representations

Many of you may have already submitted Relevant Representations in line with Rule 3 of the EPR, which is the first round of representations received by the ExA. The ExA is inviting a further round of detailed Written Representations from IPs and statutory parties, in line with Rule 10 of the EPR. The Written Representations should include your detailed case and set out the reasons why they support or oppose the application. Please provide any data, methodology and assumptions used to support your submissions.

In order to facilitate the conduct of the Examination, the ExA is providing advance notice of the date when Written Representations are requested: **Wednesday 13**



March 2024, which is **Deadline 1** in the draft Examination timetable set out at **Annex D**. The ExA will formally issue the Procedural Decision to reconfirm the date by which Written Representation from an Interested Party must be received by the ExA, at the Preliminary Meeting.

10. ExA's draft list of Written Questions and requests for information (WQ1)

The ExA has made a Procedural Decision to provide all parties advance access to the draft list of WQ1. Draft WQ1 will be published on the [project webpage](#) by **Friday 12 January 2024**. This list is being issued to allow all parties an opportunity to begin to prepare their responses.

The final version of WQ1 will be issued formally after the close of the Preliminary Meeting, and as soon as the Examination starts. The final version of WQ1 may include some additional questions, and some questions may be changed or updated. However, amendments will be limited. Responses are due on **Wednesday 13 March 2024**, which is **Deadline 1** in the draft Examination timetable set out at Annex D. **Please do not submit any responses before the start of the Examination.**

11. Notification of Familiarisation Site Inspection

The ExA has already conducted an Unaccompanied site Inspection (USI) on 6 and 7 December 2023 [EV1-001]. However, given the application site is entirely on land that is not publicly accessible, the ExA was unable to access any part of it during the USI. As such, the ExA has made a Procedural Decision to hold a Familiarisation Site Inspection (FSI1) **on Friday, 23 February 2024**.

FSI1 will be a bespoke USI, with chaperones for safety purposes, and invited attendees to ensure impartiality. As such, the ExA is not inviting other Interested Parties (IP) to attend FSI1.

The ExA requests the Applicant to prepare an itinerary for FSI1, including a map of the proposed route, based on the ExA's priorities listed here. The ExA would like the itinerary to start no earlier than 9:00 am, and finishing no later than 12:00 pm, with a 20-minute comfort break, if required. The Applicant must submit the itinerary at **Procedural Deadline A, Tuesday 6 February 2024**.

The ExA priorities for FSI1 are:

- a) The marine side terminal, including the berth and jetty (Work No. 1);
- b) The jetty access road, pipe-racks, and pipelines (Work No. 2); and
- c) The existing jetty.

12. Other Procedural Decisions made by the ExA

The ExA has made some further Procedural Decisions which are set out in detail at **Annex F** to this letter. They are summarised as follows:



1. Nomination of sites for an Accompanied Site Inspection (ASI1) are requested from IPs, in line with Rule 16 of the EPR, to be submitted by **Wednesday 13 March 2024**, which is **Deadline 1** in the draft Examination timetable set out at **Annex D**. Please note these nominations would be considered by the ExA for ASI1, which is currently reserved for weeks commencing 8 and 15 April 2024. The ExA will exercise discretion to confirm if ASI1 is needed and will give adequate notice to all parties of its decision.
2. Responses to all Relevant Representations [[RR-001 to RR-028](#)] are requested from the Applicant, to be submitted by **Wednesday 13 March 2024**, which is **Deadline 1** in the draft Examination timetable set out at **Annex D**.
3. Requests for Compulsory Acquisition Hearings by Affected Persons should be submitted by **Wednesday 13 March 2024**, which is **Deadline 1** in the draft Examination timetable set out at **Annex D**.
4. Requests for Open Floor Hearings by IPs should be submitted by **Wednesday 13 March 2024**, which is **Deadline 1** in the draft Examination timetable set out at **Annex D**.
5. Local Impact Reports are requested from Local Authorities to be submitted by **Wednesday 13 March 2024**, which is **Deadline 1** in the draft Examination timetable set out at **Annex D**.
6. Statements of Common Ground, requested from the Applicant in collaboration with relevant IPs, should be submitted by **Wednesday 13 March 2024**, which is **Deadline 1** in the draft Examination timetable set out at **Annex D**.
7. The ExA requests parties to include a schedule of changes when they are submitting updated version of previously submitted documents.
8. The ExA requests that, whenever changes are made to the drafting in the dDCO, the Applicant provides the clean and marked up versions of the dDCO as specified in **Annex F**.
9. Update on the progress made with necessary permits, consents and licenses, is requested from the Applicant to be submitted by **Wednesday 13 March 2024**, which is **Deadline 1** in the draft Examination timetable set out at **Annex D**.
10. Unmanned drone footage of the land within the Order limits, as well as for areas adjacent to the Order limits, on both the marine and landside, is requested from the Applicant to be submitted by **Procedural Deadline A, Tuesday 6 February 2024**.
11. Additional submissions have been accepted into the Examination at the discretion of the ExA. These have been listed in **Annex F**.
12. The ExA has provided guidance to parties in relation to Document Management and submission of evidence into the Examination.

13. Changes to land interests

When the Applicant becomes aware that there has been a change in ownership, or a new interest in relevant land, the Applicant is requested to make the relevant person aware that they can make a request to the ExA to become an Interested Party under s102A of the PA2008 by [completing the form available](#) on the project webpage. The draft Examination Timetable includes various Deadlines for the submission of an updated Book of Reference and schedule of changes to the Book of Reference, which should include confirmation that relevant persons have been informed of their rights under s102A.

14. Managing Examination correspondence

Given the volume and frequency of letters the Planning Inspectorate needs to send to IPs during an Examination, the ExA aim to communicate with people by email as electronic communication, which is more environmentally friendly and cost effective for the taxpayer. If you have received a letter but are able to receive communications by email, please inform the Case Team using the contact details at the top of this letter by **Procedural Deadline A, Tuesday 6 February 2024**.

As the Examination process makes substantial use of electronic documents, it will be useful for you to become familiar with the [project webpage](#). The [Have your Say](#) section is available on the project webpage which provides a portal through which IPs should make written submissions at relevant deadlines during the Examination. Further information about the [Have your say](#) portal is provided at **Annex H** to this letter. There is also a function on the right-hand side of the project webpage called E-mail updates. This provides you with an opportunity to register to receive automatic e-mail updates at key stages during the Examination.

15. Your status in the Examination

You have received this letter because you fall within one of the groups described in the Planning Inspectorate's document [What is My Status in the Examination?](#)

If your reference number begins with '2004', 'IMGN', 'IMGN-0', 'IMGN-AFP', 'IMGN-S57' 'IMGN-APL' you are in Group A. If your reference number begins with 'IMGN-SP' you are in Group B. If your reference number begins with 'IMGN-OP' you are in Group C. The meaning and purpose of those groups are explained in the document published at the link above. If you have land interest, you may have more than one reference number.

If having read this document you are still unsure about your status, please contact the Case Team using the details at the top of this letter.

16. Awards of costs

All parties will normally be expected to meet their own costs. Costs can be awarded against a party who has acted unreasonably and has caused the party applying for the award of costs to incur unnecessary or wasted expense during the Examination.



You should be aware of the relevant costs guidance [Awards of costs: examinations of applications for development consent orders](#).

17. Management of information

Information, including representations, submitted in respect of this Examination (if accepted by the ExA) and a record of any advice which has been provided by the Planning Inspectorate is published on the [project webpage](#). Examination Documents can also be viewed electronically at the locations listed in **Annex G** to this letter.

Please note that in the interest of facilitating an effective and fair Examination, it is necessary to publish some personal information. To find out how The Planning Inspectorate handles your personal information please view our [Privacy Notice](#).

We look forward to working with all parties in the Examination of this application.

Yours faithfully

Menaka Sahai

Lead Member of the Examining Authority

This communication does not constitute legal advice.

Please view our [Privacy Notice](#) before sending information to the Planning Inspectorate.



ANNEX A: Agenda for the Preliminary Meeting

You must register by completing the [Event Participation Form](#) by **Procedural Deadline A, Tuesday 6 February 2024** if you intend to participate in the Preliminary Meeting and provide all the information requested (details provided later).

Date	Tuesday, 20 February 2024
Time	10:00 am
Venue for parties attending in person	The Stallingborough Grange Hotel Riby Road, Stallingborough Grimsby DN41 8BU
For parties attending by virtual means	Via Microsoft Teams Full instructions on how to join online or by telephone will be provided in advance to those who have pre-registered.
Attendees	Interested Parties who have pre-registered

Agenda for the Preliminary Meeting	
09.30 am	Seating available Registration and seating available for in-person attendees.
09.30 am	Virtual Arrangements Conference Please arrive at 09:30am to enter the virtual lobby. From here you will be admitted to the virtual meeting by the Case Team, greeted and given further instructions. The Registration Process will commence at 09:30am. This will be hosted by the Case Team and cover the housekeeping arrangements for the Preliminary Meeting and allow for any questions to be asked about how to take part.
10.00am	Preliminary Meeting The Preliminary Meeting will formally open at 10.00am. The Examining Authority will join, welcome participants and lead introductions. Item 1 Welcome and introductions Item 2 Remarks about the Examination process Item 3 Initial Assessment of Principal Issues Item 4 Draft Examination Timetable Item 5 Procedural Decisions Item 6 Any other matters
Close of the Preliminary Meeting	

Attendance and participation at the Preliminary Meeting

Any request to participate in the Preliminary Meeting **must include** the following information and be made on the [Event Participation Form](#) on [the project webpage of the National Infrastructure Planning website \(project webpage\)](#) by **Procedural Deadline A, Tuesday 6 February 2024**:

- Name and unique reference number (found at the top of your letter or email from the Planning Inspectorate);
- email address (if available) and contact telephone number;
- name and unique reference number of any person/organisation that you are representing (if applicable);
- for blended events, confirmation of whether you will participate virtually or in-person; and
- the agenda item on which you wish to speak and a list of the points you wish to make.

Observing the Preliminary Meeting

If you wish to observe the Preliminary Meeting in person and at the physical venue, you are still required to register by **Procedural Deadline A, Tuesday 6 February 2024** the [Event Participation Form](#) on the [project webpage](#).

However, if you wish to observe virtually then you do not need to register. You will be able to either:

1. watch a livestream of the event via a weblink that will be made available on the [project webpage](#) shortly before the event is scheduled to begin; and/ or
2. watch the recording of the event which will be published on the [project webpage](#) shortly after the event has finished.

Late arrivals

The Preliminary Meeting will start at **10.00am** irrespective of any late arrivals (in-person or virtual), for whom access to the event may not be possible.

Changes to the Agenda

The agenda for the Preliminary Meeting is subject to change at the discretion of the Examining Authority (ExA), although in making changes the ExA will be mindful of the need to provide opportunities for fair involvement to all Invited Parties.

ANNEX B: Introduction to the Preliminary Meeting

Background

The Preliminary Meeting (PM) will be a blended event with some participants attending in person and some taking part virtually using Microsoft Teams. It will not be possible to send recordings to the blended event.

The Examining Authority (ExA) is conscious of video-conferencing fatigue and will aim to keep the proceedings focussed and as efficient as possible. In that regard, this annex provides advance access to information that would usually be included in the ExA's introductory remarks. Please read this carefully. The ExA will only present a summary of the key points set out here in order to ensure that the time available for participants to speak is maximised.

The ExA and the Case Team

The ExA will introduce themselves at the start of the PM. During the Registration Process a member of the Case Team will welcome and admit participants from the virtual lobby, and will be available to answer questions by email before and after the PM. The contact email address is: imminhamget@planninginspectorate.gov.uk

The purpose of the Preliminary Meeting

The PM is being held to discuss the arrangements for the Examination of the application for a Development Consent Order (DCO) for the Immingham Green Energy Terminal, which is a Nationally Significant Infrastructure Project (NSIP), and which will generally be referred to in the PM and Examination as the 'Proposed Development'. The application has been made by Associated British Ports, who will be referred to as 'the Applicant'.

You will find information about the application and, in due course, documents produced for the Examination on the [project webpage of the National Infrastructure Planning website \(project webpage\)](#). The project webpage has links to the Examination Timetable, Relevant Representations and Examination documents and Examination procedure.

You are encouraged to look at the [project webpage](#) if you haven't already done so, because it will be used to communicate with you and to provide access to documents throughout the Examination.

The main purpose of the PM is to discuss the arrangements for the Examination of the application. It focuses on the process only, and it will not be looking at the substance of the proposals: Questions, discussions and representations about the merits or disadvantages of the Proposed Development are for the Examination itself which will begin after the close of the PM.

The PM will be your opportunity to influence the process that the ExA intends to follow. The agenda for the PM is attached to this Rule 6 letter at **Annex A**. It is important to have the letter and the agenda in front of you and to refer to them during

the course of the PM. You may wish to print these in advance of the PM for reference.

Government guidance and policy

The application is a NSIP under the Planning Act 2008 (PA2008) pursuant to sections (s) 14(1)(j), 24(2) and 24(3)(c) of the PA2008. The Proposed Development includes the construction, operation and maintenance of a multi-user liquid bulk green energy terminal and associated hydrogen production facility on the eastern side of the Port of Immingham.

The designated National Policy Statement for Ports (NPSfP) applies to this Examination and to decision-making relating to this application.

The ExA will consider the Proposed Development in accordance with the NPSfP and any other applicable policy or considerations the ExA deem to be important and relevant. The PA2008 in s104(3) makes it clear that, in making a decision, the relevant Secretary of State (SoS) “*must decide the application in accordance with any relevant NPS*”, subject to certain provisos. Essentially, the provisos are that the application must not breach legal or treaty obligations, and that any adverse impact of the Proposed Development would not outweigh its benefits.

The SoS is entitled to disregard any representations that relate to the merits of the designated National Policy Statement (NPS). In practice, this means that the ExA will not spend time examining representations that challenge policy set out in NPSs, or the validity of NPSs themselves. The focus will be on the merits or disadvantages of the Proposed Development, tested to the appropriate extent using the tests set out in relevant designated NPSs that are in force.

If NPSfP is under review during the course of the Examination, the ExA may consider any emerging drafts as important and relevant, but the designated NPSfP will remain the primary policy document that applies to this Examination.

Other important and relevant planning policies that the ExA may consider include other NPSs, National Planning Policy Framework (NPPF), and policies in the relevant Local Authorities’ development plans. However, if these conflict with policy in a NPS, then the NPS will take precedence.

In summary, the PM will establish the procedures and timetable for the Examination of the Proposed Development. It will set a framework for the ExA to enable the SoS to consider and decide the application. In doing so, the ExA will have regard to:

- The positions and representations of all Interested Parties (IPs);
- any Local Impact Reports (LIR) prepared and provided by relevant Local Authorities;
- other prescribed matters; and
- any other matters that appear to be both relevant and important to the relevant SoS’s decision.

Preliminary Meeting invitees

The Applicant is invited to the PM and is generally given the opportunity to reply to any representations made.

Everyone who has made a valid Relevant Representation has been registered as an Interested Party (IP) and has been invited to the PM. All IPs are entitled to involvement in the Examination.

Each person or organisation with an interest in land or rights that are affected by a Compulsory Acquisition (CA) request in this application is an Affected Person (AP) and has been invited to the PM. In addition to a general entitlement to involvement in the Examination, APs have a right to be heard in relation to any objection about the effects of CA on their interests in land, and a right to be notified of any Compulsory Acquisition Hearing (CAH). All APs are IPs, whether or not they have made a valid Relevant Representation.

Certain bodies are Statutory Parties and they have been invited to the PM. Statutory Parties can elect to become IPs without having made a valid Relevant Representation by notifying the ExA in writing.

The ExA has the power to involve people who are not IPs in the Examination as though they are IPs, including by inviting them to the PM. However, this is only done in exceptional circumstances, for example if it was clear that the application would materially affect a person, they are not automatically an IP or eligible to elect to become an IP and they had been unable to take the necessary action to register as an IP.

For this PM, the ExA has decided to invite the following Other Persons:

- The relevant Government representative from Denmark; and
- The relevant Government representative from Iceland.

Should involvement of another party become necessary at any point during the Examination, the ExA will issue a Procedural Decision.

Conduct of the Preliminary Meeting

The PM will start promptly at 10:00 am on Tuesday 20 February 2024 (**ANNEX A**), and the ExA estimates that it will conclude around lunchtime.

During the PM, participants may have to make allowances and be patient if there are delays associated with the technology used. In recognition of the fatigue associated with on-screen communication, the ExA will provide breaks during the PM as appropriate.

A digital recording of the PM will be made available on the [project webpage](#) as soon as practicable following the close of the PM. The recording allows any member of the public who is interested in the application and the Examination to find out what has been discussed at the PM. The making and publication of these recordings are a

means by which the ExA meets the legal requirement to hold the PM (and any other Hearings) in public. In this regard, anyone speaking at the PM will need to introduce themselves each time they speak, to ensure that someone listening to the recording after the event is clear who was speaking. A written note of the PM will be produced and published as soon as practicable following the close of the PM.

As the recordings are retained and published, they form a public record that can contain personal information to which the UK General Data Protection Regulation (UK GDPR) applies. Participants must do their best to avoid providing any information which should otherwise be kept private and confidential. If there is a need to refer to such information, it should be in written form. Although this will also be published, personal and private content can be redacted or removed before it is made publicly available. Any person who is unclear on this point should ask the Case Team for guidance before they place personal and private information into the public domain.

The Planning Inspectorate's practice is to publish the recordings and retain them for a period of five years from the SoS's decision on the DCO. If you actively participate in the PM, it is important that you understand that you will be recorded and that the recording will be made available in the public domain. Please see our [Privacy Notice](#) for more information about how we handle your data.

Following the ExA's introductions, each participant who has been registered to speak will be asked to introduce themselves, including any organisations or groups that they represent. The ExA will then conduct the meeting in accordance with the agenda. If you prefer not to have your image recorded, you can switch off your camera at any point.

The Examination process

The Examination of NSIPs follows different processes to those, for example, of a Public Inquiry into a planning appeal following the refusal of planning permission. The main differences are that the Examination of NSIPs are primarily a written process and hearings take on an inquisitorial approach as opposed to an adversarial one.

This means that the ExA will probe, test and assess the evidence primarily using written questions. While some Hearings are held to provide supplementary evidence, questions to the Applicant or to witnesses will come from the ExA. Questioning or cross-examination of witnesses by other parties will not generally be allowed.

In terms of opportunities to provide evidence in writing, the draft Examination Timetable makes provision for the following written processes:

- In line with s56A and s60 of PA2008, Local Authorities can submit LIRs if they wish. Whilst these are voluntary, the PA2008 provides that if they are submitted, they must be considered by the SoS in reaching a decision. Consequently, LIRs are a very important method for Local Authorities to communicate issues of concern to the ExA, the SoS and their residents. Local Authorities are advised to refer to [Planning Inspectorate's Advice Note One](#),

which is about the production of LIRs. It is intended to assist Local Authorities with the form and content of these reports.

- IPs can make Written Representations (WRs) and comment on WRs made by other parties.
- IPs can respond to the ExA's written questions (WQ) and comment on responses to these written questions provided by others.
- IPs may be asked to contribute to the making of Statements of Common Ground (SoCG) if it appears that there are matters on which they and the Applicant agrees, and if it would be useful for this to be clarified. SoCGs most usefully extend to catalogue matters that are not agreed or are outstanding.

The draft Examination Timetable includes a series of numbered Deadlines for receipt of written submissions. Timely submissions received by the relevant Deadline and that address its purpose will be accepted. **Documents received after the relevant Deadline are only accepted at the discretion of the ExA and may not be accepted to ensure fairness to all parties.** Circumstances where documents are submitted late without good reason, causing inconvenience or delay to other parties can amount to unreasonable behaviour.

These written processes will be the principal means used by the ExA to gather information, evidence and views about the application. As such, parties must resolve to give timely, full, frank, clear and evidenced written submissions on matters that are relevant to their interests, through responses to written questions, completion of WRs and SoCGs. The Examination will be most effective if additionally, parties engage with any other related processes, such as the Hearings and ASIs, that the ExA decides to hold.

There is no merit in withholding or delaying information, or in failing to co-operate, and should it occur, any unreasonable behaviour that caused another party to incur wasted expenditure could lead to an award of costs against the offending party.

The ExA has discretion to make amendments to the Examination Timetable for the wider benefit of the Examination. If possible, events will be arranged for times when all relevant parties are available, but the ExA is under a duty to complete the Examination by the end of the six-month period beginning with the day after the close of the PM. This requirement is set by legislation, and while the ExA will try to rearrange event dates to accommodate all relevant parties, in practice there will be limited scope to alter dates set out in the draft Examination Timetable.

Where there are matters that still need to be discussed and agreed between the Applicant and IPs, the statutory time limit for the Examination means that, it will be very helpful to the ExA if these could be progressed as early as possible.

Hearings

The draft Examination Timetable includes provision for Hearings, at which the ExA takes oral evidence from the various parties.

Any registered IP may request an **Open Floor Hearing** (OFH) to make oral representations about the application if they believe this to be preferable to relying on their written representation, though both carry equal weight. Oral submissions should be based on representations previously made in writing, but they should not simply repeat matters previously covered in the written submission. Rather, they should focus on specific detail and explanation to help inform the ExA. There should be no new or unexpected material in oral representations. A written summary note with any supporting evidence or references will be requested of each speaker following the hearing.

As with all Examination events, OFHs are subject to the powers of control of the ExA, as set out in the PA2008 and supporting legislation. Participants must register in advance by the Deadline shown in the Examination Timetable and in accordance with the instructions. It is common practice for the ExA to set a time limit for each speaker and speakers with common points are asked to come together to nominate a spokesperson or representative speakers to cover specific topics, so as to avoid repetition. Speakers representing public authorities, community and membership organisations or multiple IPs are normally provided with an additional time allowance, recognising their representative role.

The Applicant's draft DCO (dDCO) provides for the CA of land and rights, and the Temporary Possession (TP) of land. Affected Persons (i.e. those whose land or rights over land are affected) have a right to request and be heard at a **Compulsory Acquisition Hearing** (CAH). If one or more APs request to be heard, then a CAH must be held. Provisional dates for CAHs are included in the draft Examination Timetable along with Deadlines by which requests to be heard must be submitted.

The ExA has the discretion to hold **Issue Specific Hearings** (ISHs) if it would aid in the Examination and there is a specific reason this would be more helpful than reliance on written evidence only. The lack of an ISH on one or more topics does not suggest that that topic is less important than others which are subject to a hearing. Rather, it is an indication that the ExA is satisfied that the issues can be fully considered through written submissions and responses to its written questions and that each party has had a fair opportunity to put its case.

The draft Examination Timetable includes a number of dates reserved for ISHs and IPs may make suggestions for topics to be discussed at an ISH in their written or oral representations to the PM.

It may be necessary for the ExA to hold more than one ISH on the dDCO. This is normal practice, and they are held on a without prejudice basis. Parties can suggest modifications and amendments to the dDCO provided by the Applicant with the application, without prejudicing their overall position on the application.

Holding such Hearings does not imply that the ExA has reached any judgements on the merits of the application. Whatever the ultimate recommendation is, the ExA must make sure that the dDCO is fit for purpose if the SoS decides to grant consent, as any consent will be subject to Requirements (ie conditions) set out in the DCO.

At Hearings it will not normally be necessary for parties to make long and detailed submissions that require (for example) PowerPoint presentations. Any supporting detail/information can be provided in writing following the event by the relevant Deadline.

The draft Examination Timetable includes Deadlines for participants to notify the ExA that they wish to speak at an OFH or a CAH.

Site Inspections

As part of the Examination process the ExA may undertake site inspections that can be either unaccompanied or accompanied. The purpose of these is for the ExA to see features of the proposals within the context of the evidence put forward. Notes of Unaccompanied Site Inspections (USIs) are published on the [project webpage](#).

Accompanied Site Inspections (ASI) will only be necessary to view land to which there is no public right of access, or with no clear view from nearby locations with open public access. The purpose of ASIs is familiarisation only and no discussion of the merits of the Proposed Development will be entertained during an ASI.

The ExA may also consider if it would be appropriate to make arrangements for access only to be provided to specific sites such that they could be inspected as part of a USI on an access required basis (ARSI).

Alternatively, where there are public access or health and safety constraints preventing USI or Access Required Site Inspection (ARSI), the ExA may consider the use of a Familiarisation Site Inspection (FSI). FSI would be the preferred option where the site inspection is required at an early stage of the Examination to inform the ExA's understanding of the site and application. This would operate similar to a USI and ARSI, except the FSI would be chaperoned by representatives from the Applicant, host Local Authority and Case Team to ensure it was conducted in a safe and impartial manner.

The ExA may decide to hold USIs to relevant nominated locations, supported by the submission of additional written, photographic, video or even drone material if this would be preferable to not visiting sites or holding ASIs in circumstances which could make them difficult and unduly time-consuming to conduct (for example if public health restrictions are in place).

The draft Examination Timetable includes a Deadline for IPs to make submissions suggesting sites and locations that the ExA should visit. These will be used to inform further USIs/ ARSIs as well as possible ASIs.

ANNEX C: Initial Assessment of Principal Issues

This is the Initial Assessment of Principal Issues prepared as required under section 88(1) of the Planning Act 2008 (PA2008). It has been prepared by the Examining Authority (ExA) following its reading of:

- the application documents;
- the Relevant Representations received in respect of the application; and
- its consideration of any other important and relevant matters.

This initial assessment has guided the ExA in forming a provisional view as to how the application is to be examined. It is not a comprehensive or exclusive list of the issues that will be subject to Examination and inevitably some issues will overlap or interrelate. Furthermore, new issues may emerge, and existing issues may fall away during the process of Examination.

The ExA will have regard to all important and relevant matters during the Examination and when it writes its Recommendation Report to the Secretary of State (SoS) for Transport after the Examination has concluded.

The order of the issues listed does not imply any order of prioritisation or importance and is largely listed in random order. The policy and consenting requirements and documents associated with the PA2008 are an integral part of the Examination and are therefore not listed as main issues. It should also be noted that whilst the effects of the proposal in relation to human rights and equalities duties are not listed as main issues, the ExA will conduct all aspects of the Examination with these in mind.

1. Principle of Development

To include:

- Need for additional port capacity in general terms
- Need for additional port capacity in energy terms
- Whether the extent of associated development has been justified
- The alternatives that have been considered

2. Climate Change

To include:

- Establishing the legislative and policy framework
- Effects of greenhouse gas emissions within the supply chain
- Effects of hydrogen within the supply chain

3. Design

To include:

- Extent to which Good Design has been incorporated into the Proposed Development
- Whether sustainability has formed an intrinsic part of the design process and is adequately assessed

- Effect of lighting and if the effects of light spill have been sufficiently mitigated by the design of the Proposed Development

4. Biodiversity – Terrestrial and Marine

To include:

- Effect on trees and mature habitat on Long Strip, including high and moderate quality trees and those covered by Tree Preservation Order
- Adequacy of tree compensation measures
- Extent to which mitigation options have been comprehensively identified
- Extent to which the loss of trees and mature habitat on Long Strip (north) would impact on nesting birds
- Extent to which the loss of adjacent habitats in Work No 3 (Ammonia Storage Site) would impact on the nesting/roosting bird population of south Long Strip
- Extent to which the loss of adjacent habitats in Work No 3 (Ammonia Storage Site) would impact on any bat population of south Long Strip
- Cumulative impacts of piling in combination with other nearby projects
- Physical mitigation and sound deadening mechanisms
- Consideration of habitat disruption in respect of North Beck Drain

5. Landscape and Visual Impact

To include:

- Viewpoint 4 in particular in light of changes to West site
- Mitigation where views are considered to be adversely impacted

6. Flood Risk and Coastal Change

To include:

- Sequential test, flood risk assessment and sustainable drainage systems
- Physical processes, such as morphology and hydrology, of the estuary including the effects of dredging
- Climate change adaptation in relation to rising sea levels, storm surge, coastal erosion, and protection

7. Water Quality and Resources

To include:

- Compliance with Water Framework Directive
- Effects on both land and marine waterbodies
- Dredging in relation to water and sediment quality
- Design features to mitigate adverse effects on water and sediment quality
- Availability of water resources to meet the needs of the facility and potential impacts on other users of non-potable water in the area

8. Traffic and Transport

To include:

- Extent of operational traffic volumes beyond those associated with hydrogen
- Whether there would be measures to promote sustainable forms of transport during operation
- Effect of construction traffic volumes on the strategic and local road network, and changes to the road network to accommodate abnormal loads

9. Marine Movement and Operational Safety

To include:

- Navigational safety relating to the construction and operation of the Proposed Development, along with the operation of the existing Port of Immingham and other existing facilities along the wider Humber River, including the effect upon all other users of the river
- The methodology for undertaking the Navigational Risk Assessment and the conclusions drawn from that assessment
- The approach and assumptions taken in preparing the Navigational Simulation Survey and the conclusions drawn from the survey
- The capacity of the wider Humber River to accommodate the movements arising from the construction and operation of the Proposed Development, including the effects upon vessel waiting areas, availability of pilots and tugs and the general operation of the river

10. Major Accidents and Hazardous Substances

To include:

- Assessing the effects of ammonia storage and hydrogen production, in particular identifying and reducing risk of major incidents, pursuant to the Control of Major Accident Hazards Regulations and other relevant legislation
- Adequacy of design features to avoid or mitigate harmful effects

11. Construction Effects

To include:

- Assessment of the construction stage in the Environmental Statement, and the assumptions relating to the timetable and the overall approach to construction
- Potential construction impacts upon air quality, including dust, on human and ecological receptors
- Potential construction impacts from noise and vibration and landscape and visual effects, including construction lighting, upon identified receptors

- Potential construction impacts on the local economy, employment opportunities and local services and facilities
- Suitability of proposed construction mitigation measures, including hours of working, selection of plant and machinery, along with proposals for the routing and delivery of construction materials, including the delivery of over-sized loads and associated temporary road closures and diversions

12. Socio-Economic

To include:

- Extent of job creation and economic benefits associated with the construction and operation of the Proposed Development
- Effects arising from the loss of homes as a result of Compulsory Acquisition
- Effects on local services during construction
- Whether recreational routes would be adequately preserved, or loss mitigated

13. Cumulative Effects and In-Combination Effects

To include:

- Whether the cumulative effects of the construction and operational phases of the Proposed Development have been sufficiently assessed alongside other plans, projects, and on-going activities
- Whether the in-combination effects of the construction and operational phases of the Proposed Development have been sufficiently considered, in particular in-combination effects upon the living conditions of nearby residents

14. Habitats Regulation Assessment

To include:

- Adequacy of in-combination assessment
- Adequacy of proposed compensatory habitats
- Adequacy of alternative solutions in respect of the Habitats Regulations
- Robustness of proposed mitigation in respect of non-native species and benthic habitats

15. Compulsory Acquisition and Temporary Possession

To include:

- Strategic case for compulsory acquisition in relation to the principle of development
- Effect of the construction programme on the time limit for exercise of compulsory acquisition powers
- Lease of Crown land and approach to seeking Crown consent

- Approach and justification for the acquisition of rights of properties on Queens Road
- Approach to reaching negotiated agreements as an alternative to compulsory acquisition
- Effects on statutory undertakers and individual landowners

16. Draft Development Consent Order

To include:

- Definition and scope of the Proposed Development and Associated Development
- Consistency, reasonableness, and alignment with the Environmental Statement
- Robustness and effectiveness of the management plans, their implementation and monitoring
- Scope and content of the draft Deemed Marine Licences
- Interaction of the draft Development Consent Order with other legislated Development Consent Orders, other existing infrastructure, and other planned projects

ANNEX D: Draft Examination Timetable

The Examining Authority (ExA) is under a duty by the Planning Act 2008 (PA2008) Section (s) 98, to complete the Examination of this Application by the end of the six months period, beginning with the day after the close of the Preliminary Meeting. In the following draft Examination Timetable, the ExA has set out the deadlines for the receipt of representations and other information, and dates reserved for Hearings, during the six months Examination period.

Please note:

1. The Examination of the Application primarily takes the form of the consideration of written submissions and oral representations made at Hearings.
2. The time for submission of requested documents is **23:59 on the relevant deadline date**, unless instructed otherwise by the ExA.
3. All information received will be published on the [project webpage on the National Infrastructure Planning website \(project webpage\)](#) as soon as practicable after the deadlines for submissions. See **Annex F** for more information.

Hearing agendas

Please note that the ExA will publish a draft agenda on the [project webpage](#) at least five working days in advance of Issue Specific Hearings and Compulsory Acquisition Hearings. However, the actual agenda on the day of each Hearing may be subject to change at the discretion of the ExA. Agendas may not be published for Open Floor Hearings.

Report on the Implications for European Sites (RIES)

The Applicant has provided a Habitats Regulations Assessment (HRA) Report with the application, and as such the ExA may decide to issue a RIES during the Examination. The RIES is a factual account of the information and evidence provided to the ExA on HRA matters during the Examination up to the date of the publication of the RIES, for the purposes of enabling the Secretary of State, as competent authority, to undertake its HRA. It is not the ExA's opinion on HRA matters. Comments on the RIES will be invited by the ExA and any received will be taken into account as part of the ExA's Recommendation to the Secretary of State.

The Secretary of State (SoS) may rely on the consultation on the RIES to meet its obligations under Regulation 63(3) of The Habitats Regulations 2017 and Regulation 28 of The Offshore Marine Regulations.

Item	Matters	Date
1.	<p>Procedural Deadline A</p> <p>For receipt by the Examining Authority of:</p> <ul style="list-style-type: none"> • Request to be heard at the Preliminary Meeting including details of relevant agenda items • Request to be heard at Issue Specific Hearings 1, 2 and 3 • Request to change from postal to email notifications for parties who receive notifications by post • Proposed Familiarisation Site Inspection (FSI) itinerary from the Applicant • Any written submissions about how the application is to be Examined • Receipt of additional application material from the Applicant 	<p>Tuesday 6 February 2024</p>
2.	<p>Preliminary Meeting</p>	<p>Tuesday 20 February 2024 10:00am</p>
3.	<p>Issue Specific Hearing 1</p> <ul style="list-style-type: none"> • Strategic overview of the Proposed Development 	<p>Tuesday 20 February 2024 2:00pm</p>
4.	<p>Issue Specific Hearing 2</p> <ul style="list-style-type: none"> • Landside Issues, including draft Development Consent Order 	<p>Wednesday 21 February 2024 10:00am</p>
5.	<p>Issue Specific Hearing 3</p> <ul style="list-style-type: none"> • Marine Side Issues, including draft Development Consent Order 	<p>Thursday 22 February 2024 10:00am</p>
6.	<p>Familiarisation Site Inspection</p>	<p>Friday 23 February 2024 09.00am</p>
7.	<p>Issue by the Examining Authority of:</p> <ul style="list-style-type: none"> • The Examination Timetable <p>Publication of:</p>	<p>As soon as practicable following the Preliminary Meeting</p>

	<ul style="list-style-type: none"> • The Examining Authority's First Written Questions (WQ1) 	
8.	<p>Deadline 1 (D1)</p> <p>For receipt by the Examining Authority of:</p> <ul style="list-style-type: none"> • Responses to Relevant Representations • Written Representations (WR), including summaries of all WRs exceeding 1500 words • Responses to the Examining Authority's First Written Questions (WQ1) • Applicant's Compulsory Acquisition Schedule • Applicant's Statutory Undertakers Schedule • Statements of Common Ground • Applicant's Statement of Commonality • Local Impact Reports from relevant Local Authorities • Notification by Statutory Parties of their wish to be considered as an Interested Party by the ExA • Requests for Open Floor Hearing • Requests for Compulsory Acquisition Hearing • Nominations for locations to be included in ExA's site inspection • Any other information requested by the Examining Authority under Rule 17 of the Examination Procedure Rules <p>Updates from the Applicant:</p> <ul style="list-style-type: none"> • Guide to the Application • Draft Development Consent Order (dDCO) • Explanatory Memorandum • Schedule of changes to dDCO 	<p>Wednesday 13 March 2024</p>
9.	<p>Deadline 2 (D2)</p> <p>For receipt by the Examining Authority of:</p> <ul style="list-style-type: none"> • Comments on responses to Relevant Representations • Comments on Written Representations • Comments on responses to the Examining Authority's First Written Questions (WQ1) 	<p>Tuesday 26 March 2024</p>

	<ul style="list-style-type: none"> • Comments on the Local Impact Reports • Comments from Affected Persons on Applicant's Compulsory Acquisition Schedule • Applicant's proposed Accompanied Site Inspection (ASI1) itinerary (if requested by the ExA) • Comments on any other information and submissions received at D1 • Confirmation of wish to attend and speak at the Hearings w/c 8 April 2024 and w/c 15 April, including details of topics of discussion • Any other information requested by the Examining Authority under Rule 17 of the Examination Procedure Rules 	
10.	<p>Hearings</p> <p>Dates reserved for (if any are required)¹</p> <ul style="list-style-type: none"> • Accompanied Site Inspection • Compulsory Acquisition Hearing • Issue Specific Hearing • Open Floor Hearing 	w/c 8 April and w/c 15 April 2024
11.	<p>Deadline 3 (D3)</p> <p>For receipt by the Examining Authority of:</p> <ul style="list-style-type: none"> • Post-Hearing submissions including written submissions of oral case as requested by Examining Authority (relevant only if the Hearings are held) • Comments on any other information and submissions received at D2 • Any further information requested by the Examining Authority under Rule 17 of the Examination Procedure Rules <p>Updates from the Applicant:</p> <ul style="list-style-type: none"> • Guide to the Application • Statements of Common Ground • Statement of Commonality • Draft Development Consent Order (dDCO) 	Friday 3 May 2024

¹ If the ExA decides to hold these Hearings and the ASIs, the notification will be issued well in advance.

	<ul style="list-style-type: none"> • Explanatory Memorandum • Schedule of Changes to dDCO • Compulsory Acquisition Schedule 	
12.	<p>Publication by the Examining Authority of:</p> <p>Second Written Questions (WQ2) (if issued)</p>	Friday 17 May 2024
13.	<p>Deadline 4 (D4)</p> <p>For receipt by the Examining Authority of:</p> <ul style="list-style-type: none"> • Responses to the Examining Authority's Second Written Questions (WQ2) (if WQ2 is issued) • Comments on any other information and submissions received at D3 • Confirmation of wish to attend and speak at the Hearings w/c 1 July 2024 including details of topics of discussion • Any further information requested by the Examining Authority under Rule 17 of the Examination Procedure Rules <p>Updates from the Applicant:</p> <ul style="list-style-type: none"> • Guide to the Application • Statements of Common Ground • Statement of Commonality • Draft Development Consent Order (dDCO) • Explanatory Memorandum • Schedule of Changes to dDCO • Compulsory Acquisition Schedule 	Tuesday 4 June 2024
14.	<p>Hearings</p> <p>Dates reserved for (if any are required)²</p> <ul style="list-style-type: none"> • Accompanied Site Inspection • Open Floor Hearing • Compulsory Acquisition Hearing • Issue Specific Hearings 	w/c 1 July 2024
15.	Deadline 5	Thursday 11 July 2024

² If the ExA decides to hold these Hearings and the ASIs, the notification will be issued well in advance.

	<p>For receipt by the Examining Authority of:</p> <ul style="list-style-type: none"> • Post-Hearing submissions including written submissions of oral case as requested by Examining Authority (relevant only if the Hearings are held) • Comments on responses to the Examining Authority's WQ2 (if WQ2 is issued) • Comments on any other information and submissions received at Deadline 4 • Any further information requested by the Examining Authority under Rule 17 of the Examination Procedure Rules <p>Updates from the Applicant:</p> <ul style="list-style-type: none"> • Guide to the Application • Statements of Common Ground • Statement of Commonality • Draft Development Consent Order (dDCO) • Explanatory Memorandum • Schedule of Changes to dDCO • Compulsory Acquisition Schedule 	
16.	<p>Publication by the Examining Authority of:</p> <ul style="list-style-type: none"> • The Report on Implications for European Sites (RIES) and any associated questions (if required) • Third Written Questions (WQ3) (if issued) • The Examining Authority's proposed schedule of changes to the draft Development Consent Order (if required) 	Wednesday 17 July 2024
17.	<p>Deadline 6 (D6)</p> <p>For receipt by the Examining Authority of:</p> <ul style="list-style-type: none"> • Responses to the Examining Authority's Third Written Questions (WQ3) (if WQ3 is issued) • Comments on the Examining Authority's proposed schedule of changes to the draft Development Consent Order (dDCO) (if issued) • Comments on any other information and submissions received at Deadline 5 	Friday 2 August 2024

	<ul style="list-style-type: none"> • Any further information requested by the Examining Authority under Rule 17 of the Examination Rules 	
18.	<p>Deadline 7 (D7)</p> <p>For receipt by the Examining Authority of:</p> <ul style="list-style-type: none"> • Comments on the RIES (if issued) • Comments on responses to Examining Authority's WQ3 (if WQ3 is issued) • Comments on responses to the Examining Authority's proposed schedule of changes to the draft Development Consent Order (dDCO) • Comments on any other information and submissions received at D6 • Any further information requested by the Examining Authority under Rule 17 of the Examination Procedure Rules <p>Final Updates from the Applicant</p> <ul style="list-style-type: none"> • Final Statements of Common Ground • Final Statement of Commonality • Final Guide to the Application • Final draft Development Consent Order (dDCO) in the Statutory Instrument (SI) template with the SI template validation report as a word document • Final Explanatory Memorandum • Final Schedule of changes to dDCO • Final Compulsory Acquisition Schedule • Final updated Book of Reference 	Thursday 15 August 2024
19.	<p>Deadline 8</p> <p>For receipt by the ExA of:</p> <ul style="list-style-type: none"> • Any further information requested by ExA 	Tuesday 20 August 2024
20.	<p>Close of Examination by the Examining Authority</p> <p>The Examining Authority is under a duty to complete the examination of the application by the end of the period of six months.</p>	Tuesday 20 August 2024

ANNEX E: Notification of initial Hearings and Familiarisation Site Inspection

The Examining Authority (ExA) provides notice of the following initial Hearings, including high-level agenda's, under Section (s) 91 and s93 of the Planning Act 2008 (PA2008), and Rule 13 of The Infrastructure Planning (Examination Procedure) Rules 2010 (EPR):

Date	Hearing	Start time	Venue and Joining details
Tuesday, 20 February 2024	<p>Issue Specific Hearing 1 (ISH1) on Strategic Overview of the Proposed Development, covering:</p> <ol style="list-style-type: none"> 1. Applicant's explanation of the Proposed Development by focussing on: <ol style="list-style-type: none"> a. The need for the Proposed Development; b. Components of the Nationally Significant Infrastructure Project (NSIP); c. Components of the Associated Development; and d. The Construction Programme. 2. Flow of the process from beginning to end as the Applicant proposes to operate the Proposed Development, demonstrating the green credentials at each stage. 	<p>Hearing starts: 14:00</p> <p>Seating available at venue from: 13.30</p> <p>Virtual Registration Process from: 13:30</p>	<p>All Hearings will be held at: Stallingborough Grange Hotel, Riby Road, Grimsby DN41 8BU.</p> <p>The Hearings can also be attended Virtually using Microsoft Teams.</p> <p>Full instructions on how to join online or by telephone will be provided in advance to those who have pre-registered</p>
Wednesday 21 February 2024	<p>Issue Specific Hearing 2 (ISH2) on Landside Issues, including draft Development Consent Order, covering:</p> <ol style="list-style-type: none"> 1. Terrestrial Ecology 2. Habitats Regulation Assessment 3. Major Accidents and Hazardous Substances 4. Traffic and Transport 5. Construction Effects 6. Cumulative Effects 	<p>Hearing starts: 10:00</p> <p>Seating available at venue from: 09.30</p> <p>Virtual Registration Process from: 09:30</p>	

Date	Hearing	Start time	Venue and Joining details
	7. Other environmental issues 8. Draft Development Consent Order		
Thursday 22 February 2024	Issue Specific Hearing 3 (ISH3) on Marine Side Issues, including draft Development Consent Order , covering: 1. Flood Risk and Coastal Change 2. Water Quality and Resources 3. Navigation and Operational Safety 4. Marine Ecology 5. Draft Development Consent Order	Hearing starts: 10:00 Seating available at venue from: 09.30 Virtual Registration Process from: 09:30	

NOTE: If any of the above Hearings are no longer required then notification will be published as soon as practicable on the [project webpage of the National Infrastructure Planning website \(project webpage\)](#), providing reasonable notice to Interested Parties of the decision to cancel them.

Attendance and Participation in the Hearings

If you intend to attend and participate in the Preliminary Meeting, you must register by **Procedural Deadline A, Tuesday 6 February 2024** and provide all the information requested.

Any request to participate in the Preliminary Meeting **must include** the following information and be made on the [Event Participation Form](#) on the [project webpage](#):

- Name and unique reference number (found at the top of any letter or email from the Planning Inspectorate);
- Email address (if available) and contact telephone number;
- Name and unique reference number of any person/organisation that you are representing (if applicable);
- Confirmation of whether you will participate virtually or in-person;
- Confirmation of the Hearing(s) you wish to participate in, the agenda item(s) on which you wish to speak and/or brief details of the topic(s) that you would like to raise; and
- The [Examination Library](#) reference number (with paragraph/ page number where appropriate) of any documents you wish to refer to.

Observing the Hearings

If you wish to observe the Hearings in person and at the physical venue, you are still required to register by **Procedural Deadline A, Tuesday 6 February 2024**

However, if you wish to observe virtually then you do not need to register. You will be able to either:

- watch a livestream of the event via a link to the livestream which will be made available on the [project webpage](#) shortly before the event is scheduled to begin; and/or
- watch the recording of the event which will be published on the [project webpage](#) shortly after the event has finished.

Hearing livestream and recording

A link to a livestream for each hearing will be made available on the [project webpage](#) shortly before any hearing is due to open. The livestream is available to anybody who wishes to observe a hearing in real time.

All Hearings are recorded, and the recordings will be made available on the [project webpage](#) as soon as practicable after the close of the hearing. The recordings allow any member of the public who is interested in the application and the Examination to find out what has been discussed.

Hearing agendas

For ISH1, ISH2 and ISH 3 the ExA will publish a detailed draft agendas on the [project webpage](#) at least five working days in advance of the Hearing date. However, the actual agenda on the day of each Hearing may be subject to change at the discretion of the ExA.

Procedure at Hearings

The Examination will principally be a written process (see the Planning Inspectorate's [Advice Note 8.4: The Examination](#)), supplemented where necessary by various types of Hearings. Please refer to the [Advice Note 8.5: Hearings and site inspections](#) and [Advice Note 8.6: Virtual Examination events](#) as these provide important information about Hearing procedures.

The procedure to be followed at Hearings is set out in Rule 14 of the EPR. The ExA is responsible for the oral questioning of Interested Parties or Other Persons giving evidence and **will not allow cross-questioning** between parties.

Notification of Familiarisation Site Inspection

The ExA has already conducted an Unaccompanied site Inspection (USI) on 6 and 7 December 2023 [EV1-001]. However, given the application site is entirely on land that is not publicly accessible, the ExA was unable to access any part of it during the USI. As such, the ExA has made a Procedural Decision to hold a Familiarisation Site Inspection (FSI) **on Friday, 23 February 2024**.

FSI1 will be a bespoke USI, with chaperones for safety purposes, and invited attendees to ensure impartiality. As such, the ExA is not inviting other Interested Parties (IP) to attend FSI1.

The ExA requests the Applicant to prepare an itinerary for FSI1, including a map of the proposed route, based on the ExA's priorities listed here. The ExA would like the itinerary to start no earlier than 9:00 am, and finishing no later than 12:00 pm, with a 20 minutes comfort break, if required. The Applicant must submit the itinerary at **Procedural Deadline A, Tuesday 6 February 2024.**

The ExA priorities for FSI1 are:

- a) The marine side terminal, including the berth and jetty (Work No. 1);
- b) The jetty access road, pipe-racks, and pipelines (Work No. 2); and
- c) The existing jetty.

ANNEX F: Other Procedural Decisions made by the Examining Authority

The Examining Authority (ExA) has made Procedural Decisions to hold initial Hearings set out in **ANNEX E**. The other Procedural Decisions made by the ExA are summarised in the Rule 6 letter and explained in greater detail here.

Before setting out the ExA's Procedural Decisions, the ExA is providing Advance Notice in relation to the submission of Written Representations.

Advance Notice for the submission of Written Representations

Many of you may have already submitted Relevant Representations in line with Rule 3 of The Infrastructure Planning (Examination Procedure) Rules 2010 (EPR), which is the first round of representations received by the ExA. The ExA is inviting a further round of detailed Written Representations from IPs and statutory parties, in line with Rule 10 of the EPR. The Written Representations should include your detailed case and set out the reasons why they support or oppose the application. Please provide any data, methodology and assumptions used to support your submissions.

In order to facilitate the conduct of the Examination, the ExA is providing advance notice of the date when Written Representations are requested: **Wednesday 13 March 2024**, which is **Deadline 1** in the draft Examination timetable set out at **Annex D**. The ExA will formally issue the Procedural Decision to reconfirm the date by which Written Representation from an Interested Party (IP) must be received by the ExA, at the Preliminary Meeting.

1. ExA's draft list of Written Questions and requests for information (WQ1)

The ExA is providing all parties advance access to the draft list of WQ1. Draft WQ1 will be published on the [project webpage of the National Infrastructure Planning website \(project webpage\)](#) by **Friday 12 January 2024**. This list is being issued to allow all parties an opportunity to begin to prepare their responses.

The final version of WQ1 will be issued formally after the close of the Preliminary Meeting, and as soon as practicable. The final version of WQ1 may include some additional questions, and some questions may be changed or updated. However, amendments will be limited. Responses are due on **Wednesday 13 March 2024**, which is **Deadline 1** in the draft Examination timetable set out at **Annex D**. **Please do not submit any responses before the start of the Examination.**

2. Notification of Familiarisation Site Inspection (FSI1)

To assist the ExA's Examination of the application the ExA is of the view that it needs to undertake an early site inspection to familiarise itself with the application site and its surroundings. The ExA has already conducted an Unaccompanied site Inspection (USI1) on 6 and 7 December 2023 [EV1-001]. However, given the application site is entirely on land that is not publicly accessible, the ExA was unable to access any part of it during the USI1. As such, the ExA has made a Procedural Decision to hold a FSI1 **on Friday, 23 February 2024**.

FSI1 is a bespoke form of site inspection, which will mostly be like a USI, except it will be chaperoned by the Applicant, solely for the purpose of ensuring that the site inspection was conducted in line with health and safety requirements applicable to visitors.

To ensure that FSI1 is conducted impartially, the ExA considers that an officer from North East Lincolnshire Council should be present throughout the site inspection, in the role of an observer. The ExA would also be accompanied by members of the Planning Inspectorate's case team, who would be present in an observer capacity to further ensure that there was no inappropriate communication between the Applicant's chaperon(s) and/or the Council's observer and the ExA.

Given this is a bespoke form of site inspection, with chaperones only for safety and impartiality purposes, the ExA is not inviting other Interested Parties (IP) to attend FSI1.

The ExA requests the Applicant to prepare an itinerary for FSI1, including a map of the proposed route, based on the ExA's priorities listed here. The ExA would like the itinerary to start no earlier than 9:00 am, and finishing no later than 12:00 pm, with a 20 minute comfort break, if required. The Applicant must submit the itinerary at **Procedural Deadline A, Tuesday 6 February 2024**.

The ExA priorities for FSI1 are:

- i. The marine side terminal, including the berth and jetty (Work No. 1);
- ii. The jetty access road, pipe-racks, and pipelines (Work No. 2); and
- iii. The existing jetty.

3. Accompanied Site Inspection (ASI1)

The draft Examination Timetable at **Annex D** to this letter includes a date reserved for an ASI1 during either the week commencing 8 April 2024 or the week commencing 15 April 2024, if the ExA decides to hold this ASI1. This ASI1 would be additional to the USI1 conducted on 6 and 7 December 2023 [EV-001] and the Familiarisation Site Inspection (FSI1), due to be conducted on 23 February 2024.

The ExA requests that IPs nominate locations for the ExA to visit as part of this ASI1 by **Wednesday 13 March 2024**, which is **Deadline 1** in the draft Examination timetable set out at **Annex D**. The request must include:

- i. sufficient information to identify the location;
- ii. the issues to be observed at the location;
- iii. information on whether the site is on privately owned land, or if it can be accessed via public land; and
- iv. the reason why the location has been suggested.

Interested Parties should be aware that ASIs are not an opportunity to

make any oral representations to the ExA about the Proposed Development. However, participants may be invited by the ExA to indicate specific features or sites of interest.

The Applicant's proposed draft itinerary for ASI1, if requested by the ExA, will be submitted by **Tuesday 26 March 2024** which is **Deadline 2** in the draft Examination timetable set out at **Annex D**. That draft itinerary must take account of the any site inspection locations nominated by IPs and locations requested by the ExA.

In determining its final itinerary, the ExA will consider each suggested site location, including those provided in the Applicant's draft itinerary, to determine if it could be viewed from public land on an unaccompanied basis or if it is necessary to view it on an accompanied basis as part of an ASI. The ExA will also consider if it would be appropriate to make arrangements for access only to be provided to specific sites such that they could be inspected as part of a USI on an access required basis. The ExA will publish its final itinerary at least five working days before the date of the ASI.

4. Responses to Relevant Representations

The Applicant is requested to respond to all of the Relevant Representations received into Examination [RR-001 to RR-028] by **Wednesday 13 March 2024**, which is **Deadline 1** in the draft Examination timetable set out at **Annex D**. The Applicant is requested to respond to the matters raised in each Relevant Representation individually. The Applicant may also provide a summary response organised by topics and themes as they emerge across all the Relevant Representations, if they wish.

Interested Parties may respond to or comment on the Relevant Representations, if they wish.

5. Requests for Compulsory Acquisition Hearings (CAH)

The ExA requests submissions by Affected Persons (AP) of their wish to attend and participate in a CAH by **Wednesday 13 March 2024**, which is **Deadline 1** in the draft Examination timetable set out at **Annex D**. In accordance with Section (s) 92 of the Planning Act 2008 (PA2008), if the ExA receives one or more requests for a CAH from APs within the date specified, the ExA must hold a CAH on the relevant dates in the Examination Timetable (**Annex D**). The ExA may choose to hold a CAH even if it receives no requests. If the ExA determined it must hold a CAH then it will give adequate notice to all parties, in line with Rule 13 of the EPR.

6. Requests for Open Floor Hearings (OFH)

The ExA requests submissions by IPs of their wish to attend and participate in an OFH by **Wednesday 13 March 2024**, which is **Deadline 1** in the draft Examination timetable set out at **Annex D**, with clear reasons setting out why an OFH is required. In accordance with s93 of the PA2008, if the ExA receives one

or more requests for an OFH from IPs within the date specified, the ExA must hold an OFH on the relevant dates in the Examination Timetable (**Annex D**). The ExA may choose to hold an OFH even if it receives no requests. If the ExA determines it must hold an OFH then it will give adequate notice to all parties, in line with Rule 13 of the EPR.

7. Local Impact reports (LIRs)

An LIR is a report in writing giving details of the likely impact of a Proposed Development on a Local Authority's area (or any part of that area). In line with s56A and s60 of PA2008, Local Authorities can submit LIRs if they wish. Whilst these are voluntary, the PA2008 provides that if they are submitted, they must be considered by the Secretary of State (SoS) in reaching a decision. Consequently, LIRs are a very important method for Local Authorities to communicate issues of concern to the ExA, the SoS and their residents.

Local Authorities, in submitting their LIRs, must include copies of the policy wording and explanatory text for all of the Development Plan policies that the Local Authorities consider are important and relevant to the consideration of the Proposed Development. Local Authorities are advised to refer to [Planning Inspectorate's Advice Note One](#), which is about the production of LIRs. It is intended to assist Local Authorities with the form and content of these reports.

The following Local authorities are invited to submit their LIRs by **Wednesday 13 March 2024**, which is **Deadline 1** in the draft Examination timetable set out at **Annex D**:

- i. North East Lincolnshire Council (Host, 'B' Authority)
- ii. West Lindsey District Council (Neighbouring, 'A' Authority)
- iii. East Lindsey District Council (Neighbouring, A Authority)
- iv. North Lincolnshire Council (Neighbouring, A Authority)
- v. Lincolnshire County Council (Neighbouring, A Authority)

Although not designated as host or neighbouring authorities and therefore not required to submit a LIR, the following Local Authorities may also want to submit a report of local impacts should they wish:

- vi. Kingston Upon Hull City Council
- vii. East Riding of Yorkshire

8. Statements of Common Ground (SoCG)

In relation to some of the Principal Issues identified in Annex C to this letter, the ExA would be assisted by the preparation of SoCGs between the Applicant and certain IPs. The draft Examination Timetable at **Annex D** to this letter therefore provides a deadline for submission of initial and finalised SoCGs. The deadline for initial SoCGs is **Wednesday 13 March 2024**, which is **Deadline 1**, and the deadline for final SoCGs is **Thursday 15 August 2024**, which is **Deadline 7** in the draft Examination timetable set out at **Annex D**.

The aim of a SoCG is to agree factual information and to inform the ExA and all other parties by identifying where there is agreement and where the differences lie at an early stage in the Examination process. It should provide a focus and save time by identifying matters which are not in dispute or need not be the subject of further evidence. It can also usefully state where and why there may be disagreement about the interpretation and relevance of the information. The content of SoCGs will help to inform the ExA about the need to hold any Issue Specific Hearings during the Examination.

Where **Principal Areas of Disagreement (PAD)** exist, parties should include a summary of the PADs, in the SoCG. The summary should include parties' estimation if that disagreement is likely to remain at the end of the Examination. The level of disagreement of the PADs should be rated on a 'Low', 'Medium' and 'High' traffic light model. This will allow the ExA to assess those areas where oral discussions may be most beneficial. For matters that are in dispute and level of disagreement is identified 'High' in the PAD, please include a timescale with reference to the Examination, for negotiation and discussion with a view to reaching a final position.

Unless otherwise stated or agreed, the SoCG should be agreed between the Applicant and the other relevant Interested Party or parties, and submitted by the Applicant.

SoCGs are requested to be prepared by the Applicant with the following parties:

- i. North East Lincolnshire Council;
- ii. Environment Agency;
- iii. National Highways;
- iv. Health and Safety Executive;
- v. Marine Management Organisation;
- vi. Natural England;
- vii. North East Lindsey Drainage Board;
- viii. Harbour Master;
- ix. Humber Estuary Services;
- x. Associated Petroleum Terminals (Immingham) Limited and Humber Oil Terminals Trustees Limited (IOT Operators);
- xi. Historic England;
- xii. Corporation of Trinity House of Deptford Strond (Trinity House);
- xiii. CLdN Ports Killingholme Limited (Killingholme);
- xiv. Maritime and Coastguard Agency;

SoCGs are also requested to be prepared by the Applicant with the following parties, unless both parties agree an SoCG is not needed:

- xv. Network Rail;
- xvi. Stena Line BV;
- xvii. Royal Mail; and
- xviii. Anglian Water.

The SoCG should cover the following topics:

- Methodology for Environmental Impact Assessment, including assessment of cumulative effects;
- Data collection methods;
- Baseline data;
- Justification/ explanation of assumptions made, in particular worst case scenario;
- Assessment of Alternatives;
- Design Development;
- Identification and sensitivity of relevant features and receptors;
- Quantification of potential impact during construction and operation;
- Proposed embedded and additional mitigation measures;
- Cumulative Effects and any proposed additional mitigation;
- Suitability of the wording for securing such mitigation within the draft Development Consent Order (dDCO).

In addition to the topics listed above, the SoCG should cover the following areas of discussion:

North East Lincolnshire Council
<ul style="list-style-type: none"> • The need for, and principle of the Proposed Development and the examination of alternatives • Local planning policy • Relevant planning history and current proposals • Biodiversity and ecology • Climate change • Design landscape and visual impacts • Water environment effects including flood risk and drainage Ground conditions and contamination • Historic environment • Major accidents and natural disasters • Socio-economics • Traffic and transport
Environment Agency
<ul style="list-style-type: none"> • Water environment effects including drainage, flood risk and the Water Framework Directive • Biodiversity and ecology • Ground conditions and contamination • Environmental permits, consents and licences • Need for legal agreements
National Highways
<ul style="list-style-type: none"> • Impact of construction and operational traffic on the Strategic Road Network, including Abnormal Indivisible Loads (AIL) • The Applicant’s Transport Assessment; and Mitigation measures, including traffic management plans, during both construction and the operational phase of the project
Health and Safety Executive
<ul style="list-style-type: none"> • The extent and severity of hazards on local populations

<ul style="list-style-type: none"> • Assessment methodologies used to evaluate the risk of potential offsite major accidents and disasters • Other issues related to the interests of the Health and Safety Executive
Marine Management Organisation (MMO)
<ul style="list-style-type: none"> • Marine water and sediment quality • Marine geology and physical processes • Benthic and intertidal ecology • Fish and shellfish • Marine mammals • Commercial fisheries • Shipping and navigation
Natural England
<ul style="list-style-type: none"> • Impacts on internationally and nationally designated sites • Impacts on protected species • Noise and vibration • Ground conditions, contamination, and soil management • Monitoring, mitigation, and enhancement including the approach to biodiversity net gain
North East Lindsey Drainage Board
<ul style="list-style-type: none"> • The operation and maintenance of drainage features in relation to the Proposed Development, particularly its surface water drainage strategy and land raising and any effects on ordinary watercourses.
Harbour Master
<ul style="list-style-type: none"> • The need for and the wording of any Protective Provisions to be included in the dDCO. • The adequacy of the Applicant's NRA, with particular regard to the assessment methodology employed, including the application of standards and guidance. • The adequacy of the Applicant's Navigational Simulation Survey (NSS), including the methodology for undertaking the NSS, its conclusions and the suitability of the mitigation measures proposed. • Any cumulative or in-combination effects concerning the construction and operational phases for the proposed IGET
Humber Estuary Services
<ul style="list-style-type: none"> • The adequacy of the Applicant's Navigational Risk Assessment (NRA), including the methodology for undertaking the NRA and suitability of mitigation measures proposed. • The adequacy of the Applicant's Navigational Simulation Survey (NSS), including the methodology for undertaking the NSS, its conclusions and the suitability of the mitigation measures proposed.
Associated Petroleum Terminals (Immingham) Limited and Humber Oil Terminals Trustees Limited (IOT Operators)
<ul style="list-style-type: none"> • The need for and the wording of any Protective Provisions to be included in the dDCO.

<ul style="list-style-type: none"> • The assessment of construction and operational effects of the proposed IGET for the operation of the Immingham Oil Terminal (IOT).
Historic England
<ul style="list-style-type: none"> • The assessment of impacts upon potentially sensitive peat deposits which may span the current shoreline • The assessment of unknown wrecks in the marine environment • Adequacy of reporting, archiving and dissemination of results of these investigations • The need for and the wording of any Protective Provisions to be included in the dDCO.
Corporation of Trinity House of Deptford Strond (Trinity House)
<ul style="list-style-type: none"> • Any implications of the proposed IGET development on matters of navigation coming within Trinity House's area of responsibility.
CLdN Ports Killingholme Limited (Killingholme)
<ul style="list-style-type: none"> • The need for and the wording of any Protective Provisions to be included in the dDCO. • The assessment of construction and operational effects of the proposed IGET for the operation of the CLdN Ports Killingholme.
Maritime and Coastguard Agency
<ul style="list-style-type: none"> • The adequacy of the Applicant's NRA, with particular regard to the assessment methodology employed, including the application of standards and guidance. • The adequacy of the Applicant's Navigational Simulation Survey (NSS), including the methodology for undertaking the NSS, its conclusions and the suitability of the mitigation measures proposed. • The adequacy of any proposed safety mitigation.

The suggested content of the SoCG listed above is indicative and does not preclude the inclusion of other matters considered to be important and relevant. All of the SoCGs listed above should cover the Articles and Requirements in the dDCO. Any Interested Party seeking for an Article or Requirement to be reworded or additional provisions included, should provide in the SoCG the form of words which is being sought.

Where a particular SoCG cannot be agreed between the parties or if any Local Authority position needs to be signed off at a higher level, draft versions of that SoCG are requested to be submitted by the Applicant by **Wednesday 13 March 2024**, which is **Deadline 1** in the draft Examination timetable set out at **Annex D**. The position of the relevant IP should then be confirmed during the course of the Examination. The draft Examination Timetable makes provision for updated SoCGs to be submitted at various deadlines with final versions due by **Thursday 15 August 2024** which is **Deadline 7 (Annex D)**.

9. Schedule of Changes

If the Applicant or any other party submits an updated version of a previously submitted document, they shall provide within it, a list of the changes and the reasons for those changes, making reference to relevant Examination documents where appropriate. Following this practice will enable IPs and the ExA to identify where amendments have been made and make comparisons with earlier versions of the same document.

10. Amendments to the dDCO

The ExA requests that, whenever changes are made to the drafting in the dDCO, the Applicant provides the following three versions of the dDCO, in addition to the tabulated schedule of changes setting out what the changes are and the reasons underpinning them:

- i. Clean version of the dDCO;
- ii. Tracked changes from the previous version of the dDCO;
- iii. Composite track changes with all changes colour coded for each subsequent version of the dDCO.

On a related matter, the Applicant must submit a Guide to the Application at every Examination deadline.

11. Update on Consents, Licences and Agreements

Following the s51 advice notice [PD-003], the ExA requests the Applicant provide a progress update on the Environmental Permits (EPs) needed for groundwater and flood activities, the installation of the hydrogen production facility, and the air quality, climate change and noise mitigation measures. Include in your update the timescales, with respect to the Examination, of the application process and the estimated date of acquiring the EP.

Likewise, provide other relevant updates and timescales on the necessary consents and licenses listed in Consents and Agreements Position Statement [APP-237, Table 1]. The ExA requests these update to be submitted by **Wednesday 13 March 2024**, which is **Deadline 1** in the draft Examination timetable set out at **Annex D**.

12. Request for Unmanned Drone Footage

The ExA requests, the Applicant provide unmanned drone footage of the land within the Order limits, defined on the Location Plan [APP-011], as well as for areas adjacent to the Order limits, on both the marine and landside. The ExA requests this footage to be submitted by **Procedural Deadline A, Tuesday 6 February 2024**. The following proforma must be submitted to the Planning Inspectorate at least five working days before you attempt to make the video submission – Video Submission [Proforma](#) ([See Advice Note 8.4](#)).

13. Additional submissions accepted into the Examination at the discretion of the ExA

The following additional submissions have been accepted into the Examination at the discretion of the ExA:

- i. Submission from the Applicant in response to the s51 advice [PD-003] and s55 checklist [PD-001]; the ExA has not accepted Appendix 2 Excerpts from Updated Draft DCO.pdf, and requested the Applicant to submit the full revised dDCO for Procedural Deadline A;
- ii. Submission from the Coal Authority; and
- iii. Submission from West Lindsey District Council.

These submissions will be published on the [project webpage](#) and the [Examination Library](#) will be updated, in due course.

14. Parties' Document Management, including SoCGs

It is important that all documents submitted for Examination can easily be used by all IPs, other parties and the ExA. When parties are referring to any previously submitted documents and irrespective of who has authored those documents, they must always give the reference numbers allocated to them in the Examination Library (e.g. [APP-001], [RR-001], [AS-001]). To aid reading and cross-referencing, page and paragraph numbering must be used. Any appendices or annexes must also be fully page numbered, including any appendices/annexes within appendices/annexes. Where the Applicant and other IPs are cross-referring to either their own documents or another party's documents in their written submissions, in addition to citing the Examination Library reference they should also give the paragraph or page number.

The Applicant, other IPs and any other parties must not include weblinks when referring to other documents in their written submissions. That is because copied links may become broken or incomplete or it can be unclear as to whether a linked document is identical to the version relied on when the weblink was created. For those reasons, parties should note that it is the Planning Inspectorate's practice to redact weblinks when they are included in application documents or other submissions.

The ExA can only take into account material and evidence that has been submitted in Examination. The Applicant and IPs must not rely on the ExA accessing material and evidence that are not in Examination, even if that material and evidence is available in the public domain. Where a party refers to a supporting document and it considers that other parties, the ExA or the SoS should have sight of that document, then that party should submit an electronic copy of that document with its written submissions. Such documentation will then be readily accessible to all parties via the Examination Library.

ANNEX G: Availability of Examination Documents

The application documents and Relevant Representations are available on the [project webpage of the National Infrastructure Planning website \(project webpage\)](#). All further documents submitted in the course of the Examination will also be published under the [Documents tab](#) of the [project webpage](#).

The Examination Library

For ease of navigation, please refer to the [Examination Library](#) (EL) which is accessible by clicking the blue button under the Documents tab. The EL is updated regularly throughout the Examination.

The EL records and provides a hyperlink to:

- each application document;
- each representation made to the Examination; and
- each Procedural Decision made by the Examining Authority.

Each document is given a unique reference which will be fixed for the duration of the Examination. **Please quote the unique reference number from the EL when referring to any Examination Documents in any future submissions that you make.**

Electronic deposit locations

Documents can be viewed electronically, free of charge, at the electronic deposit locations listed in the table below. Please note that you may need to bring a form of identification and register as a member in order to use a computer at these locations.

Venue/address	Opening hours	Printing costs
Burton Hall Civic Centre Pelham Rd Immingham DN40 1QF	Monday Closed Tuesday 13:00 – 16:00 Wednesday 13:00 – 16:00 Thursday Closed Friday 13:00 – 16:00 Saturday 13:00 – 16:00 Sunday Closed	Black and White: A4 20p A3 50p Colour : A4 - £1 A3 - £1.50
Old Library Building Civic Centre Pelham Rd Immingham DN40 1QF	Monday Closed Tuesday 13:00 – 16:00 Wednesday 13:00 – 16:00 Thursday Closed Friday 13:00 – 16:00 Saturday 13:00 – 16:00 Sunday Closed	Black and White: A4 20p A3 50p Colour : A4 - £1 A3 - £1.50
Immingham Civic Centre Pelham Rd	Monday Closed Tuesday 13:00 – 16:00	Black and White: A4 20p

Annex G

Venue/address	Opening hours	Printing costs
Immingham DN40 1QF	Wednesday 13:00 – 16:00 Thursday Closed Friday 13:00 – 16:00 Saturday 13:00 – 16:00 Sunday Closed	A3 50p Colour : A4 - £1 A3 - £1.50
Grimsby Central Library Town Hall Street Town Centre Grimsby DN31 1HG	Monday Closed Tuesday 08:30 – 17:30 Wednesday 08:30 – 17:30 Thursday 08:30 – 17:30 Friday 08:30 – 17:30 Saturday 09:00 – 13:00 Sunday Closed	Black and White: A4 20p A3 50p Colour : A4 - £1 A3 - £1.50
Immingham Library Pelham Road Immingham DN40 1QF	Monday 09:00 – 17:00 Tuesday 09:00 – 17:00 Wednesday 09:00 – 17:00 Thursday 09:00 – 17:00 Friday 09:00 – 17:00 Saturday 09:00 – 13:00 Sunday Closed	Black and White: A4 20p A3 50p Colour : A4 - £1 A3 - £1.50

ANNEX H: Information about the Have your Say tab

The [Have your say](#) tab is available on the [project webpage of the National Infrastructure Planning website \(project webpage\)](#).

You will need to enter your unique reference number ('Your ref' found at the top your postcard or email from the Planning Inspectorate) beginning either 2004 or IMGN. If you are making a submission on behalf of another person or organisation, and do not have your own unique reference number, then you should enter the unique reference number of the person or organisation you are representing. If you are not a registered Interested Party then it is at the discretion of the Examining Authority whether or not your submission is accepted.

Submissions will be published on the [project webpage](#) as soon as practicable following the close of the relevant Deadline. For further information about publishing submissions please view our [Privacy Notice](#).

You will be able to submit a document (upload file), make a text representation or both. It is possible to upload multiple files for each individual submission item. Electronic attachments should be clearly labelled with the subject title and not exceed 50MB.

Submissions **must not include hyperlinks** to documents/evidence hosted on a third party website eg technical reports, media articles etc. See the Planning Inspectorate's [Advice Note 8.4: The Examination](#) for further information about making written submissions. All submissions must be made in a format that can be viewed in full on the National Infrastructure Planning website. Any submissions that exceed 1500 words should also be accompanied by a summary; this summary should not exceed 10% of the original text.

You should select the relevant Deadline for your submission and then, on the next webpage, select the appropriate Submission item as described in the Examination Timetable at **Annex D** to this letter. Please ensure you make a separate submission for each Submission item and **do not duplicate your submission**. If you consider that your submission does not fit the description of any of the Submission items then please select the Submission item 'Any other information requested by the Examining Authority under Rule 17 of the Examination Procedure Rules' and ensure that it is titled appropriately.

If you experience any issues when using the [Have your say](#) tab please contact the Case Team using the contact details at the top of this letter and they will assist.