

The Examining Authority
The Planning Inspectorate
Major Casework Directorate
Temple Quay House
2 The Square
Bristol
BS1 6PN

Our ref: AN/2023/134941/04-L01
Your ref: TR030008
Date: 4 June 2024

Dear Members of the Examining Authority

Application from Associated British Ports for the Immingham Green Energy Terminal (“IGET”) Development Consent Order (“DCO”) at the Port of Immingham, North East Lincolnshire – Written Representations (Deadline 4)

Pursuant to Deadline 4, the Environment Agency notes that the Examining Authority invites comments on any submissions received at Deadline 3. Accordingly, we provide comments on the following submissions, together with updates relating to other matters within the Environment Agency’s remit.

Draft Development Consent Order [REP3-004 clean, REP3-005 tracked]

Amendments have now been included in Schedule 2 Requirement 3 and Schedule 3, Part 2, Condition 14 to ensure that the works outside of and within the UK marine area must be carried out and operated in accordance with the approved flood risk assessment. These amendments are welcomed.

Appendix 18A Flood Risk Assessment [REP3-024 clean, REP3-025 tracked]

We have reviewed the amendments to the Flood Risk Assessment (FRA), which relate to the Change Application, and these are satisfactory.

Outline Construction Environmental Management Plan (REP3-026 clean, REP3-027 tracked]

We have reviewed the amendments to the Outline Construction Environmental Management Plan, which relate to the Change Application, and these are satisfactory

Chapter 8: Nature Conservation (Terrestrial Ecology) (APP-050)

In our Relevant Representation (paragraphs 6.1 and 17.1) we advised that we were unable to undertake a review of Chapter 8 and the Ecology Management Plan [APP-225] due to staff resources. Unfortunately, we have not been able to secure sufficient resources since this time to undertake a comprehensive review of these documents and do not anticipate this position will change before the end of the Examination. We must therefore defer to Natural England’s view concerning general matters of aquatic ecology.

However, we have been able to undertake a focused review, which has taken into account the Applicant's response to the Examining Authority's question Q1.5.3.3 [REP1-026], in respect of the North Beck Drain. We have considered this in relation to our Water Framework Directive (WFD) remit.

Accordingly, we are now in a position to confirm that, subject to: 1) the implementation of all the required pollution prevention measures; and 2) Natural England not raising any issues in respect of the Habitat Regulations Assessment (HRA) conclusions, we support the conclusions of the WFD assessment.

Should you require any additional information, or wish to discuss these matters further, please do not hesitate to contact me at the number below.

Yours sincerely

Annette Hewitson
Principal Planning Adviser

Direct dial [REDACTED]

Direct [REDACTED]@environment-agency.gov.uk