

The Secretary of State for Transport
Great Minster House
33 Horseferry Road
London
SW1P 4DR

Our ref: AN/2023/134941/08-L01
Your ref: TR030008
Date: 17 December 2024

*(submitted via the Planning
Inspectorate's submission portal only)*

Dear Madam

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

**Application by Associated British Ports (“the Applicant”) seeking Development
Consent for the Proposed Immingham Green Energy Terminal Project (“the
Proposed Development”)**

I write with reference to my previous letter to you on 6 December 2024 regarding the
above project.

I am pleased to confirm that the legal agreement to secure the future maintenance of
the flood defence that would be oversailed by the proposed jetty has today been
completed. Therefore, the Environment Agency is now satisfied that the proposed
development accords with the National Policy Statement for Ports (January 2012) and
in particular the 3rd bullet point of paragraph 5.2.16 (flood risk exception test).

Accordingly, the Environment Agency **withdraws its objection** to the application and
confirms it is satisfied that the legal agreement will ensure that the proposed works will
be carried out in a way that will safeguard the appropriate level of flood protection and
maintenance during the construction works and into the future. I can also confirm that
the protective provisions for the Environment Agency, included in the draft Development
Consent Order (Schedule 14, Part 2), sent to you as Appendix 3 to the Applicant's letter
dated 14 November 2024, are also agreed.

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

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