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10th October 2023

**Cambridge Waste Water Treatment Plant Initial Response to Planning Act 2008 –
Section 88 and the Infrastructure Planning (Examination Procedure) Rules 2010 –
Rule 4, Rule 6, Rule 9 and Rule 13 published 19th of September**

Application Ref: WW010003

Dear Deborah,

On the 19th of September 2023, the Examining Authority (“ExA”) issued a letter setting out a number of Procedural Decisions, under Section 88 of the Planning Act 2008 (as amended) and Rules 4, 6, 9 and 13 of the Infrastructure Planning (Examination Procedure) Rules 2010 (“the Rule 6 Letter”), for the examination of the Development Consent Order (“DCO”) application for the Cambridge Waste Water treatment Plant Relocation Project (“CWWTPRP”).

This letter is Anglian Water Services Limited’s (“the Applicant’s”) response to the matters raised within the Rule 6 Letter for Procedural Deadline A on Tuesday the 10th of October 2023.

1. Preliminary Meeting

The Applicant will attend the Preliminary Meeting in person on Tuesday 17 October 2023 and will be represented by Paul Maile and Laura-Beth Hutton of Eversheds Sutherland, legal advisers to Anglian Water Services Limited. The Applicant will speak primarily on item 3 Initial Assessment of Principal Issues, item 4 Procedural Decisions and item 5 draft Examination Timetable of the Preliminary Meeting agenda as explained in further detail at sections 3 to 8 below which reflect the structure of the proposed agenda for the Preliminary Meeting at Annex A of the Rule 6 Letter.

Members of the project team will also be in attendance in an observational capacity.

2. Annex B – Examination Process

The Applicant does not envisage speaking to this Agenda item but may respond to points raised by Interested Parties and the ExA as necessary.

3. Annex C – Initial Assessment of Principal Issues

The Applicant acknowledges the ExA's Initial Assessment of Principal Issues as set out in Annex C of the Rule 6 Letter which will be raised under item 3 of the of the Preliminary Meeting agenda. The Applicant does not believe that there are any further issues which are considered material or important, and that the issues identified by the ExA adequately cover the relevant issues raised by policy and through consultation and the Relevant Representations. The Applicant envisages that a number of the sub-issues listed under the various principal issues can be disposed of quickly.

4. Annex H – Procedural Decisions

Statements of Common Ground (SoCG)

At paragraph 5 of Annex H it is advised that for any areas that are in dispute a traffic light model is used to provide an estimation as to the likelihood that disagreement will remain by the end of the Examination. The Applicant can confirm that it has adopted this approach and it will be included in the initial SoCGs submitted at Deadline 1, as requested.

The table below paragraph 5 within Annex H lists out the parties which the ExA requests the Applicant to enter into SoCGs with. The Applicant wishes to confirm that for point S. East of England Ambulance Service Trust (including on behalf of the Fire and Rescue Service) a combined Emergency Services SoCG will be submitted that incorporates those parties identified under point S.

For completeness, in addition to the submission of the SoCGs the Applicant intends to submit at Deadline 1 an initial statement outlining principal areas of disagreement between SoCGs. The Applicant previously intended to submit a Statement of Commonality, however as the SoCGs have begun to evolve the Applicant feels that a Principal Areas of Disagreement Statement (PADS) would better assist the ExAs assessment as matters move forward in the examination. The Applicant would therefore propose to submit a PADS at the relevant Deadlines in place of a Statement of Commonality where indicated in the draft examination timetable.

It is noted that Annex H includes the dDCO as a matter to be included within the scope of SoCGs. The Applicant would propose to address the matter related to the detailed drafting of the dDCO through engagement with the relevant IPs on an iterative basis and not within each draft of an SoCG submitted at the Deadlines in the proposed timetable. Should final agreement on detailed drafting not be reached, then the Applicant would propose that the extent of agreement or disagreement would be included within the final SoCG.

Updated Documents

The Applicant acknowledges the request for an updated application document tracker to be provided at each Deadline. The Applicant also notes the request to provide a Compulsory Acquisition Schedule setting out the status of negotiations with those parties subject to proposed powers of compulsory acquisition. A template of the Compulsory Acquisition Schedule which the Applicant would propose to provide and update has been included at **Annex A** of this letter. The Applicant would welcome the ExA's consideration in advance of the Preliminary Meeting and confirmation that it is satisfactory for the ExAs purposes, or an indication of any further information that the ExA would wish to be included.

The Applicant and the Environment Agency (EA) agreed as part of their preapplication engagement in June and August 2021 the need for a detailed Flood Risk Assessment (FRA) to be submitted with the DCO. The FRA submitted with the DCO makes use of Fluvial Model Report outputs and Mixing Model outputs, of which the former relies on the use of a model obtained from the Environment Agency in 2013. The EA has advised in their Relevant Representation that new modelling would be issued in September 2023 and suggested the Applicant remodel using this new data. The Applicant has agreed with the EA to carry out the remodelling and subsequent FRA update now this new modelling is available. It is anticipated that this work will take a minimum of 8 weeks, and will be completed during December.

Based on the timescales required to update the Flood Risk Assessment and carry out the necessary engagement with the EA, the Applicant proposes to provide an updated FRA at Deadline 5 (18th of February 2024).

Additional Relevant Representation and s51 Submissions

The Applicant notes the acceptance of the additional submissions AS-001 to AS-005 and can confirm that the content of those representations has been incorporated into the Applicant's Response to Relevant Representations which is to be submitted at Deadline 1.

With regard to the additional submissions made by the Applicant on the 18th of July in response to the S51 Advice Letter issued on the 24th of May 2023, the Applicant notes the decision for these additional submissions not to be accepted and can confirm that these submissions were incorporated into the Procedural Decision submission made on the 29th of September 2023 and accepted on the 6th of October 2023.

5. Annex D – Draft Examination Timetable

The Applicant has reviewed the draft Examination Timetable as set out in Annex D of the Rule 6 Letter and wishes to make the following comments:

- The Applicant requests to move Deadline 6 on the 1st of April 2024 to Wednesday 3 April 2024 due to this date falling on a bank holiday (Easter Monday) with Friday 29 March also being Good Friday. The moving of Deadline 6 is not anticipated to have a consequential impact on the timetable as sufficient time is still available between Deadline 6 and Deadline 7.
- The Applicant wishes for the ExA to consider the need to submit an updated draft DCO (dDCO) at each Deadline. The Applicant proposes that where two deadlines fall within quick succession of one another that an updated dDCO is only required for

submission at one of the deadlines. This is especially pertinent to Deadline 2 where Deadline 3 falls 12 calendar days later.

- The Applicant wishes to make a similar proposal to that above for the Book of Reference, an updated version of which is also required at each Deadline. The Applicant wishes to propose that an updated Book of Reference is not provided at Deadline 2.
- The Applicant requests that the ExA confirm the date for the Accompanied Site Inspection (ASI) at the earliest opportunity so the Applicant can avoid any clashes with large departmental meetings which are carried out in Milton House. This is to ensure that adequate parking is available on the day and that the operational resources are available for conducting the ASI.

6. Explanatory Memorandum

It is noted that no deadlines have been identified for the submission of and update to the Explanatory Memorandum. It is proposed that Deadline 1 and Deadline 7 would be a suitable times to submit such updates.

7. S106

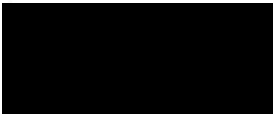
It is noted that no deadlines have been identified for the submission of the updated S106 Agreements. It is proposed that Deadline 3 would be a suitable time to submit updated drafts of the S106 Agreements with final drafts to be submitted at Deadline 6, and the completed S106 Agreements to be submitted at Deadline 7.

8. Open Floor Hearing (OFH)

The Applicant will attend the Open Floor Hearing (OFH1) in person on Tuesday 17 October 2023. The Applicant notes that it is invited to address questions raised by participants in a summary form at the end of the hearing, however in order for attendees to have the full allotted time the Applicant proposes that beyond any necessary points of clarification the Applicant will respond to participants oral cases in writing by Deadline 1.

Should you have any questions please do not hesitate to contact me.

Yours sincerely



Karen Barclay

Head of Major Infrastructure Planning & Stakeholder Engagement

