

Stallingborough Combined Cycle Gas Turbine (CCGT) Generating Plant and Carbon Capture Plant (CCP) – EN010161

Section 51 Advice Log Version: 04 August 2026

This document comprises a record of the s51 advice that has been given by the Planning Inspectorate to the applicant (RWE Generation UK plc) during the pre-application stage. It will be updated by the Planning Inspectorate after every interaction with the applicant within which s51 advice has been given.

The applicant will always be given the opportunity to comment on the Planning Inspectorate's draft record of the s51 advice given before it is published on the relevant project page on the [Find a National Infrastructure Project website](#).

The role of the advice log at the acceptance stage

Section 55(4) of the PA2008 requires the Planning Inspectorate to consider, amongst other things, the extent to which the applicant has had regard to the s51 advice given by the Planning Inspectorate in connection with the application when deciding if the application can be accepted for examination. Section 51 advice includes:

- advice given about applying for an order granting development consent
- advice given about making representations about an application for an order granting development consent

The applicant will use this advice log as the tool for demonstrating:

- regard to the s51 advice given to the applicant by the Planning Inspectorate
- regard to any s51 advice given to others by the Planning Inspectorate

The applicant will submit a final version of this advice log which demonstrates regard to all s51 given by the Planning Inspectorate at the pre-application stage as part of the application.

Stallingborough Combined Cycle Gas Turbine (CCGT) Generating Plant and Carbon Capture Plant (CCP) – Applicant meeting index

Date of meeting	Meeting overview
<u>Meeting date: 31 October 2022</u>	1. Welcome and introductions (All). 2. Planning Inspectorate's Standard Pre-Application Service (PINS). 3. Project update (Applicant) a) Update on the project programme. b) Overview of activities since the previous meeting. c) Update on engagement with stakeholders. 4. Indicative Natural Gas Pipeline and Electrical Grid Connection Corridors (Applicant). 5. Next steps (All). 6. AOB (including date for the next meeting) (All).
<u>Email advice date: 31 October 2024</u>	Review of Programme document
<u>Meeting date: 16 July 2025</u>	1. Welcome and introductions (All). 2. Planning Inspectorate's Pre-application Services 3. General Project Update 4. Activities Update: a) Survey Updates b) Route Corridors Update c) Engagement with Landowners Update and Compulsory Acquisition update d) Engagement with Statutory Consultees Update e) Site Boundary Update 5. Programme update and next steps Any other business and date for next meeting
<u>Email advice date: 24 October 2025</u>	Pre-application prospectus update

<u>Meeting date: 05 November 2025</u>	Project Update Meeting
<u>Meeting date: 26 February 2026</u>	Project Update Meeting
<u>Email advice date: 16 July 2026</u>	Planning and Infrastructure Act 2025 updates
<u>Meeting Date: 22 July 2026</u>	Project Update Meeting
<u>Email advice date: 4 August 2026</u>	Review of Issues Tracker

Stallingborough Combined Cycle Gas Turbine (CCGT) Generating Plant and Carbon Capture Plant (CCP) – Log of s51 given to the applicant

Meeting date: 31 October 2024

Topic	s51 advice given	Applicant regard to s51 advice given
Planning Inspectorate's Standard Pre-Application Service	The Inspectorate outlined that the new pre-application service commenced on 1 October 2024. One of the key changes is a move from meeting notes to an advice log. Invoices are sent twice a year which is a fixed rate. They are sent out in April and October and cover the forthcoming 6 months. These are shown on the Inspectorate's website Nationally significant infrastructure projects: application fees - GOV.UK. Invoices do not set out the hours working on a case, but the accompanying cover would set out the number of chargeable days. For the standard service there would be a maximum of six project update meetings per annum, not including evidence plan meetings. The Programme Document should outline when the key meetings would be likely to take place and outline when key resources would be likely to be needed.	Information to follow from the applicant

	The Inspectorate advised on the process for draft document review in line with the pre-application prospectus, including Inspector review of the Development Consent Order (DCO) and Explanatory Memorandum. The Adequacy of Consultation milestone was intended to de-risk the Acceptance process, allowing the Applicant time to resolve any issues prior to submission. This would be submitted approximately three months before the submission of the Application. The aim of the new service was to de-risk the acceptance and the following stages and to provide more certainty of timescales. Feedback on the Programme Document was discussed. The detail is shown below. The Applicant asked whether the same Inspector(s) could be appointed to an Examining Authority if they have given advice during the pre-application stage. The Inspectorate advised that amendments to The Infrastructure Planning (Examination Procedure) Rules 2010 and The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009, do not prevent this, however the Inspectorate would need to consider reputational risks in doing so.	
Project update	The Inspectorate advised that it would be helpful at future meetings to have an update	Information to follow from the applicant

	of negotiations with landowners and overview of Compulsory Acquisition powers likely to be sought in the Development Consent Order. The Inspectorate queried if host authorities (North Lincolnshire Council and North East Lincolnshire Council) had responded either formally or informally to the non-statutory consultation and whether there was any direct feedback on the consultation approach. The Applicant advised that neither North East Lincolnshire Council nor North Lincolnshire Council had responded formally. The Applicant advised that an Expert Topic Group meeting was held with host and neighbouring local authorities on 15 August 2024 at which the Applicant detailed the key themes of feedback received from non-statutory consultation activities. The Non-Statutory Consultation Report has been shared with host authorities, the Inspectorate and is available on the Applicant's project website. The Inspectorate advised the Applicant to draft and update the Consultation Report to include any additional measures that have been put in place to identify and engage hard to reach groups. It would also be useful to highlight if any consultation responses	
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	were received from persons under 18, for GDPR purposes.	
Next Meeting	Likely to be February 2025, to be arranged with the Applicant.	Information to follow from the applicant
AOB	The Inspectorate signposted the Applicant to review the new good design advice page launched on the 23 October 2024; Nationally Significant Infrastructure Projects: Advice on Good Design The Inspectorate advised that National Policy Statement EN-1 outlines the Critical National Priority infrastructure but also requires applicants to clearly demonstrate application of the mitigation hierarchy. The Inspectorate highlighted the volume of NSIPs in the Lincolnshire area and the impact on Local Authority capacity to engage in various stages of consultation. It advised to be mindful of other project consultation timings when developing its pre-application programme. The Applicant noted this and advised that a draft Planning Performance Agreement has been shared with North East Lincolnshire Council (NELC) to support the additional demands on NELC's resources.	Information to follow from the applicant

	The Applicant advised it would seek to coordinate with land owners when requesting access for surveys where possible and aim to share information to avoid repeated requests for access. The Inspectorate advised that concerns had been raised by Local Planning Authorities (LPA) around archaeological sensitivities and scope of survey effort in relation to other NSIPs in the Lincolnshire area. The Applicant was advised to make effort to agree the scope of the survey effort with the LPAs during the pre-application stage.	
Review of programme document: 31 October 2024		
Topic	s51 advice given	Applicant regard to s51 advice given
Expert Topic Groups	It would be helpful to include timescales for when the Applicant considers these to be helpful/necessary.	Information to follow from the applicant
Project Update Meetings with the Inspectorate	It would be helpful to include timescales for when the Applicant considers these to be helpful/necessary.	Information to follow from the applicant
Statement of Community Consultation (SoCC)	It would be helpful if the programme for preparation of the SoCC, consultation on the	Information to follow from the applicant

	SoCC and consideration of any feedback, is separated.	
General	The Applicant should consider separating the draft document review from the targeted consultation in the programme timeline, so these do not run in parallel. The Inspectorate advises that draft document review should follow any targeted consultation, as the more complete the documents are when provided to us, the more thorough our advice can be. However this needs to be balanced against seeking advice on key elements sufficiently early to frame and shape project development.	Information to follow from the applicant
Draft document review	This is currently listed in the Programme Document as “Q3 2026”. This will need to be refined to ensure Inspectorate resources are available to support the review. Six weeks should be allowed for the Inspectorate to review the documents and provide feedback. The Applicant should consider the best time to provide draft documents in line with the Inspectorate’s published pre-application guidance and provide advanced notice to the Inspectorate of its intention. There should be sufficient time after PINS feedback for the Applicant to address comments before the submission of the application.	Information to follow from the applicant

Meeting date: 16 July 2025		
Topic	s51 advice given	Applicant regard to s51 advice given
Planning Inspectorate's Pre-application Services	The Inspectorate requested the applicant provide clean and track change versions of the updated version of the programme document to easily help identify the changes made. The Inspectorate advised that when drafting the consultation report, consideration should be given regarding how to demonstrate regard to statutory guidance under s50 of the PA2008. Tables can be a useful way to outline compliance.	Information to follow from the applicant
Activities Update: a. Survey Updates b. Route Corridors Update c. Engagement with Landowners Update and Compulsory Acquisition update	Noting the location of the proposed development relative to designated sites, the Inspectorate advised it would be important to work towards agreement with Natural England and other relevant bodies on the scope, extent and timing of the baseline surveys for birds and other ecological receptors, before the submission of the DCO application. Any such agreements should be evidenced as part of the application documentation. Reaching agreement on these matters during the pre-	Information to follow from the applicant

d. Engagement with Statutory Consultees Update e. Site Boundary Update	application stage could assist a smoother examination in due course. The Inspectorate advised on the importance of early discussions with The Crown Estate to obtain agreements for crown land. The Inspectorate highlighted that in the advice note Preparing Applications for Linear Projects, it highlights the usefulness of diagrams in the DCO application to demonstrate why certain widths of land are needed so land use and acquisition is justified to help the public/ Examining Authority (ExA) visualise the proposals. The Inspectorate highlighted the importance of considering potential interactions between the proposed water abstraction and discharge infrastructure and migratory fish qualifying features of the Humber Estuary Special Area of Conservation (SAC) and Ramsar site. The applicant confirmed it was considering all relevant qualifying features of the Humber Estuary SAC, Special Protection Area and Ramsar site in preparing its application.	
Programme update and next steps	The applicant confirmed that host Local Planning Authorities (LPA's) would shortly be consulted on the draft Statement of Community Consultation (SoCC), in September 2025. The Inspectorate advised	Information to follow from the applicant

	that when evidencing engagement in the consultation report, the applicant should explicitly detail any non-responders or “no comment” responses. The Inspectorate highlighted the requirements of the pre-application guidance for the Adequacy of Consultation Milestone (AoCM), especially that it should be a short summary statement, rather than a draft consultation report. It would also be helpful to highlight any concerns raised by local authorities in the AoCM and how the applicant has addressed those concerns. The Inspectorate as part of the review would be assessing whether the consultation was seriously adrift so having site of concerns at that stage is extremely helpful.	
Any other business and date for next meeting	All agreed that late September 2025 would likely to be suitable timing for the next project update meeting but applicant will contact the Inspectorate to confirm this.	Information to follow from the applicant
Advice date: 24 October 2025		
Topic	s51 advice given	Applicant regard to s51 advice given
Pre-application prospectus update	IMPORTANT INFORMATION ABOUT UPDATES TO OUR PRE-APPLICATION SERVICES	Information to follow from the applicant

	Following a 6-month review of our services, our Pre-application Prospectus has been updated: 2024 Pre-application Prospectus. The update log at the bottom of the page summarises the changes and clarifications that have been applied. As an applicant with a live project at the pre-application stage of the process, please familiarise yourself with the update and consider how it might affect your pre-application programme and interaction with our services. Please note in particular: • the establishment of land and rights negotiations tracking as a primary service feature – this means it is now expected for all applicants to develop and share a land and right negotiations tracker in 1 of 2 available templates, irrespective of the service tier they have subscribed to • clarified expectations of applicants when preparing to interact with the Inspectorate at meetings – including clarified rights for the Inspectorate to delay or refuse service where pre-	
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	meeting expectations are not upheld e.g. an updated programme document or issues tracker is not provided, on time, to inform a meeting agenda. • A new programme document template is available. Whilst there is no current requirement for your project to utilise the template, you may wish to review its content to see if you wish to make any changes to your existing document. Please can I also draw your attention to paragraph 19, which includes “All meetings between the applicant and the Inspectorate must be agreed in advance through the applicant’s Programme Document. The Inspectorate expects for any materials required to inform discussion at a meeting to be provided to us at least 10 working days before the meeting is programmed to take place. As a minimum, these materials will include: ○ the agenda for the meeting, which has been agreed with the Inspectorate ○ an up-to-date Programme Document ○ an up-to-date issues tracker (note that this should be a	
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	separate document to the programme document ○ an up-to-date land and rights negotiations tracker ○ any other materials required to inform the agenda” Please note that other materials should normally include a slide pack. Should the applicant provide this, please note that it could be subject to Freedom of Information requests and therefore any commercially sensitive information may wish to be removed.	
Advice date: 5 November 2025		
Topic	s51 advice given	Applicant regard to s51 advice given
General Project Update	The Inspectorate asked the applicant to provide an update when the Secretary of State makes an announcement on development funding for Viking CCS in relation to how it may impact the overall programme. The applicant outlined that the local authorities have not yet agreed Planning Performance Agreements (PPAs). A draft was submitted for review and feedback had not yet been received however engagement	Information to follow from the applicant

	is progressing. The Inspectorate requested that the applicant advise if there are any risks identified with any party's potential ability to engage with the examination. The Inspectorate advised the applicant to consider including the decision stage in any PPA, to minimise risk to the overall programme considering the volume of projects in the area.	
Engagement with Statutory Consultees	The Planning Inspectorate outlined the importance of the meetings with statutory consultees to help prioritise and narrow down issues, and to understand what the key outstanding issues are for the examination. The Inspectorate outlined that if the application is accepted into examination, the Examining Authority (ExA) may want early sight of any draft protective provisions and an understanding of which parties would be entering into Statements of Common Ground (SoCG). The Inspectorate queried the content of the Statement of Community Consultation in reference to commitments to targeted consultation. The applicant advised these would be carried out as far as relevant and proportionate and they would consult with	Information to follow from the applicant

	local planning authorities in terms of the approach.	
Approach to consultation in 2026	The Planning Inspectorate requested feedback on the levels of engagement using the stand in a shopping centre as part of the applicant consultation for the next meeting.	Information to follow from the applicant
Strategic Mitigation Site (SMS)	The applicant outlined that if the designation of employment land in the local plan changed that would potentially remove the need for the Strategic Mitigation Site (SMS). The Inspectorate asked if the applicant would engaging with the local plan consultation with regard to the mitigation areas that are already in the local plan. The applicant outlined that there were potential changes to the charging mechanisms for those who provide contribution, so it wasn't anything fundamental to the plan.	Information to follow from the applicant
Confidential information	The Inspectorate advised that any confidential information within the application documents would only be redacted if there was a legal reason not to publish (such as General Data Protection Regulations or Environmental Impact Assessment Regulations). Matters that were solely commercially sensitive would not meet the Inspectorate's redaction policy.	Information to follow from the applicant

	The applicant should consider extracting any confidential information from a wider report/document into a separate annex to allow the Inspectorate to redact the confidential elements but publish the remainder of the document. The applicant should alert the Inspectorate to any confidential application documents prior to submission.	
Programme Update and Next Steps	The Inspectorate outlined that if the applicant intended to submit a draft s46 notification for review it should provide approximate timings for submission.	Information to follow from the applicant
AOB and date of next meeting	The Inspectorate asked for notification when the next iteration of the Programme Document is available. The applicant agreed to this. The Inspectorate asked for the next meeting to have an update on the status of landowner engagement. The number of landowners and category 3 parties will be a useful indication of the potential level of compulsory acquisition required. The applicant agreed to provide this at the next meeting. The issues tracker is also very broad but an update will be provided in January.	Information to follow from the applicant

	The applicant suggested having the next meeting in January prior to statutory consultation.	
Advice date: 26 February 2026		
Topic	s51 advice given	Applicant regard to s51 advice given
General Project Update	The Inspectorate asked if any potential impacts were identified from the proposed local authority reorganisation. The applicant was continuing to be monitor this. The Inspectorate asked whether any key issues were arising from contact with the Grimsby to Walpole project team. The applicant confirmed its preference for underground cable options. The Inspectorate suggested that it would be useful to keep this as an ongoing topic for discussion particularly if there are concerns from local stakeholders regarding capacity to engage with both examinations.	Information to follow from the applicant
Activities Update	a) Approach to Consultation The Inspectorate asked whether they had identified any need for alternative formats of consultation materials. The applicant advised that the local council didn't identify a requirement of this however the consultation	Information to follow from the applicant

	letter offers this option e.g. braille if requested. The Inspectorate confirmed that the s46 notification letter should be supplied by email, alongside a copy of the s48 notice, s42 consultation letter and either copies of the consultation documents or a link to those documents on the applicants website. The Inspectorate reminded the applicant to ensure it obtains evidence of publication of s48 notices so it can quickly take action to address any publication errors. b) Land & Rights Negotiations The applicant confirmed that no category 3 persons have been identified to date. The Inspectorate advised that it would be useful to have an updated land rights tracker following statutory consultation. Landowner Engagement	
Next Steps	The Inspectorate advised that the secondary legislation and guidance for the Planning and Infrastructure Act was not expected before June 2026 and would be discussed at the next appropriate meeting. The Inspectorate advised that it would be considering any updates to existing guidance and advice following this.	Information to follow from the applicant

AOB and date of next meeting	The Inspectorate queried feedback from key stakeholders regarding ecological mitigation measures. The applicant advised that feedback would be sought once the preliminary environmental information report was issued and considered. The Inspectorate asked whether any potential significant effects on species had been identified through surveys. An initial stage 1 habitats regulations assessment had been shared with Natural England and a meeting was scheduled to discuss further. The Inspectorate asked for a more detailed Issues Tracker to be shared later. The next project update meeting was anticipated to be in June 2026. The applicant would contact the Inspectorate around April to schedule this.	Information to follow from the applicant
Advice date: 16 July 2026		
Topic	s51 advice given	Applicant regard to s51 advice given
Planning and Infrastructure Act 2025 updates	In light of the amended legal framework which will be introduced from 24 July 2026 by the Planning and Infrastructure Act 2025, the Planning Inspectorate issued written	Information to follow from the applicant

	advice to the applicant on 16 July 2026 requesting for: - evidence within the submitted application in relation to duties under s46 and s48 of the PA2008 to be provided as an appendix to any engagement summary document that the applicant may choose to submit or, where the applicant chooses not to submit such a document, as a discrete document titled 'Section 46 and section 48 information' - evidence within the submitted application in relation to new s55(4)(e) of the PA2008 to be provided in a submission version of this expanded advice log template	
Advice date: 22 July 2026		
Topic	s51 advice given	Applicant regard to s51 advice given
Programme	The Inspectorate requested the applicant confirm when the programme document is updated, shared with stakeholders and published to its website, once refinements to the scheme and / or updates to the grid connection have been made.	Information to follow from the applicant

	Where overlap or interrelationships with other NSIPs are identified, the Inspectorate encourages early engagement with the other NSIP team(s), with a view to presenting prospective Examining Authorities with as clear an update as possible on the status of the relevant projects, the extent of cumulative effects, and areas of potential overlap during examination. An example of a guide document is a report on interrelationships: EN010163-000468-8.7 Report on the Interrelationships with other National Infrastructure Projects. The Inspectorate acknowledged that the changes to the programme removed the potential examination overlap with the Grimsby to Walpole project. However the applicant should remain live to the risk of examination overlaps and the potential impact on statutory parties should another potential overlap occur.	
Land Rights Tracker	The Inspectorate understood that negotiations were ongoing with persons that have an interest in land. However, the Inspectorate advised that it would expect to see more fully formed details on the status of negotiations with landowners and any voluntary agreements circa 9 months before submission.	Information to follow from the applicant

	The Inspectorate signposted to a good practice example of a land rights tracker at the current point in time, with the caveat that further good practice versions may be established before submission. EN0110001-000132-KNGPS 4.4 Pre-application Land and Rights Negotiations Tracker Rev 0.pdf The Inspectorate advised the applicant to monitor any potential public open space within the red line boundary and confirm the status in the submitted application. In response, the applicant confirmed that there is no National Trust land or Special Category Land following their land referencing surveys.	
Planning and Infrastructure Act 2025	The applicant understood that the new regulations take effect on 24 July 2026 in respect of the changes to legislation under the Planning and Infrastructure Act 2025. Currently, the Inspectorate is advising applicants to consider submitting a short engagement summary in line with paragraph 8.5 of the new government guidance on the pre-application stage (part 1), or a discrete document setting out information relating to s46 and s48. As the applicant had already provided	Information to follow from the applicant

	notification to the Secretary of State under s46, as per the Planning Act 2008 legislation, the Inspectorate advised that the applicant would now only need to re-notify under s46 if the application is materially different (to that set out in the original s46 notification). For any future engagement and consultation to be undertaken after 24 July 2026, the Inspectorate advised the applicant to take account of the new guidance regarding pre-application and the set of principles the government has set out in relation to consultation and engagement, when determining its approach. New guidance on drafting DCO's Whilst the principal drafting requirements for DCOs remain largely unchanged in comparison to the outgoing guidance, the 2026 guidance introduces new content on: • Associated development (expanded tests and justification requirements). • Non-planning consents and section 150 provisions (stronger encouragement to include within DCOs where appropriate). • Protective provisions (more detailed expectations).	
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	• Hedgerows and trees (new drafting guidance). • Biodiversity net gain (new statutory expectations). • Future standardisation via model provisions. Planning Act 2008: Guidance on preparing an application: Part 3 - Content of a Development Consent Order - GOV.UK	
Local Impact Reports	As set out in the government's new guidance, the Inspectorate advised that local planning authorities (LPA) would now be encouraged to submit their local impact reports (LIR) as early as possible during the pre-examination stage. Applicants are encouraged to engage with LPAs on resourcing matters under Planning Performance Agreements. While there is no statutory obligation, the Inspectorate advised that LPAs are encouraged to ensure that they have appropriate delegated powers in place to enable the production and delivery of LIRs to timescale.	Information to follow from the applicant
Environmental Impact Assessment and Habitats Regulations Assessment	The Inspectorate asked for an update on consultation with Natural England on ecological mitigation matters and the feedback received. The applicant confirmed that it would share this information at the next project update meeting.	Information to follow from the applicant

	The Inspectorate advised that some ecological survey data may become out-of-date owing to the passage of time (in excess of 2-years) at the time of application submission. The applicant should ensure that all ecological data are up to date and remain valid to support the assessment. The applicant explained that it was reviewing the validity of survey data and would programme in additional surveys if this is required.	
Advice date: 4 August 2026		
Topic	s51 advice given	Applicant regard to s51 advice given
Issues tracker	Environmental Impact Assessment Planning and land use It would be helpful for the Issues Tracker to be updated with the outcome of any meetings with North East Lincolnshire Council (NELC) and Natural England (NE) to address matters relating to the Strategic Mitigation Site (SMS) allocation. For example, a previous version indicated that meetings were to be held with NELC and NE in Nov/ Dec 2025 and Jan/ Feb 2026 – though this does not appear to be recorded in the current version.	Information to follow from the applicant

	To assist with the acceptance stage of any submitted application, either demonstration of agreement being reached with NELC and NE in respect of the SMS matter should be provided, or a clear position of the parties' outstanding concerns and indication of likelihood of agreement being reached/ concerns resolved during the pre-examination/ examination period. Though there is a column for likelihood of resolution, it does not appear to provide any clear conclusion on this. It would also be useful to identify, in the issue column, the specific implications of the proposed development of not being able to deliver relevant mitigation either on the SMS or on other suitable land, if this is the case. Also, it would be helpful to clarify whether the mitigation issue relates to the proposed development, and/ or whether the land provides a form of mitigation for other projects in the NELC administrative area and the implications of this. In addition, it would be helpful to clarify what works are envisaged for the part of the order land subject to the SMS allocation, whether they would be above or below ground and whether they would be temporary or permanent.	
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	<u>Terrestrial Ecology</u> If the matter under 5.01 is a Habitats Regulations Assessment (HRA) issue, then perhaps include it in the HRA section. Regarding the matter under 5.02, it would be helpful to identify how section 4.6 of National Policy Statement (NPS) EN-1 has been/ would be addressed regarding on and off-site biodiversity net gain (BNG). <u>Marine ecology</u> If the matter identified is a HRA issue, then perhaps include it in the HRA section. <u>Water Environment and Flooding</u> Regarding water supply, it would be helpful to specify/ identify any ongoing issues/ concerns the applicant and Anglian Water may have around the draft commercial and legal agreement and the outcomes of any engineering feasibility studies. Also, given that an enabling agreement has been put in place since the date of the previous Issues Tracker, it would be helpful to clarify the reason for the continued red RAG status. Regarding flood risk, it would be helpful to demonstrate that the sequential and exception tests as per section 5.8 of NPS EN-1 have been/ would be addressed.	
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	<u>Other aspect topics</u> Regarding other topics where no key issues have been identified, it would be helpful to clarify whether this stems from the applicant's assessment or whether no specific concerns have been raised by, for example NELC or other statutory parties, in respect of the topics. <u>General</u> The applicant should have regard to government guidance Nationally Significant Infrastructure Projects: Pre-Application Advice on Environmental Impact Assessment including in respect of engagement and environmental statements. Habitats Regulations Assessment The applicant should have regard to government guidance Nationally Significant Infrastructure Projects: Advice on Habitats Regulations Assessments. Draft Development Consent Order (dDCO) It would be helpful to clarify: • the grid connection agreement anticipated connection date • whether the proposed 400kV grid connection would be underground or whether it would comprise an	
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	overhead line (which may have additional landscape and visual implications and may be a Nationally Significant Infrastructure Project within its own right if it were to meet the criteria under s14(1)(b) and s16 of PA2008) • timescales for the proposed spur carbon dioxide (CO₂) pipeline application/ consent and implications for the proposed development were this not to be consented • whether and when the dDCO would be shared with relevant statutory parties to enable commentary on its contents including securing of any necessary mitigation The applicant should have regard to the following government guidance when preparing the dDCO: Planning Act 2008: Guidance on preparing an application: Part 3 - Contents of a draft Development Consent Order Compulsory Acquisition/ Temporary Possession It would be helpful to clarify that persons with an interest in land do not just include landowners, and what negotiations have been had with, for example, statutory undertakers who may have apparatus/	
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	interests/ rights in the land, and the status of agreeing protective provisions. It would be helpful to clarify whether there is any Crown land affected, and if so, the status of agreeing consent under s135 of the Planning Act 2008. The applicant may wish to have regard to all aspects of the government's guidance document Planning Act 2008 Guidance related to procedures for the compulsory acquisition of land. General In general, it would be helpful for the Issues Tracker to be kept up to date with the outcomes from any meetings held between the applicant and relevant parties and to clearly identify any main areas of disagreement and likelihood for any disagreement to be resolved during the pre-application/ pre-examination/ examination period. Though there is a column for likelihood of resolution, it does not appear to provide any clear conclusion on this (for example 'low', 'medium' or 'high' degree of likelihood). A track changed version would also be helpful when an updated issues tracker is submitted for ease of comparison.	Cooling water infrastructure would be in the Humber Estuary – which is Crown Land, on a long lease to Associated British Ports (ABP). Engagement regarding land interests was initiated with The Crown Estate and ABP in 2023, and this is ongoing.
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	It would also be helpful for any Issues Tracker/ Potential Main Issues for Examination document to submitted with the application to signpost to relevant application documents/ evidence – see for example Peartree Hill Solar Farm Potential Main Issues for Examination document. The applicant may wish to have regard to government guidance Planning Act 2008: Guidance on preparing an application: Part 1 - Pre-application steps in respect of the identification of key issues. <u>Key issues overall</u> From the Inspectorate’s understanding of the Issues Tracker, the primary key issues are likely to centre around: implications for the SMS designation and securing of any necessary mitigation; HRA matters; water supply; flood risk; BNG provision; and the status of/ likelihood of securing other consents/ permissions which the proposed development appears to be reliant upon but which would not form part of the application, such as the spur CO₂ pipeline.	
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Person s51 advice given to	s51 advice given	Applicant regard to s51 advice given
Name and/or organisation	Summary of s51 advice given and link to advice register	Applicant to complete