



██████████
Case Manager
The Planning Inspectorate
c/o QUADIANT
69 Buckingham Avenue
Slough
SL1 4PN

Via email only: connahsquay@planninginspectorate.gov.uk

Uniper UK Limited
Compton House
2300 The Crescent
Birmingham Business Park
Birmingham B37 7YE
www.uniper.energy

Registered in
England and Wales
Company No 2796628

Registered Office:
Compton House
2300 The Crescent
Birmingham Business Park
Birmingham B37 7YE

8 June 2026

Dear ██████████,

DOCUMENT REFERENCE: 9.39

EN010166 – APPLICATION BY UNIPER UK LIMITED FOR AN ORDER GRANTING DEVELOPMENT CONSENT FOR THE CONNAH'S QUAY LOW CARBON POWER PROJECT

EXAMINATION TIMETABLE DEADLINE 7 (8 JUNE 2026) SUBMISSION

I write on behalf of the Applicant, Uniper UK Limited, to provide its Deadline 7 submission in respect of the examination of the Connah's Quay Low Carbon Power Project.

The submission can be downloaded using the link to the secure file share site below:

<https://dwd.ctit.co/url/uxythy7rywwwydqap>

The Deadline 7 submission comprises the documents as set out in **Table 1**, which also includes a brief explanation for their submission.

As explained in Table 1, the Deed of Development Consent Obligations (referred to in this letter as the Draft Bilateral Deed) has not yet been agreed with Flintshire County Council (FCC). The Applicant will continue to work with FCC and Natural Resources Wales (NRW) to resolve FCC's remaining concerns about the Draft Bilateral Deed following the close of the examination and hopes to be able to submit the signed and completed Bilateral Deed to the Secretary of State after the end of the examination. However, to address the possibility that the parties are not able to reach agreement, the Applicant has submitted at Deadline 7 a Deed of Unilateral Undertaking Development Consent Obligations (referred to in this letter as the Unilateral Undertaking) that has been entered into by the Applicant pursuant to Section 106 of the Town and Country Planning Act 1990 and Section 111 of the Local Government Act 1972.



The Unilateral Undertaking is binding on the Applicant and, together with the proposed amendments to the Draft DCO set out below, secures the required mitigation for the air quality impacts of the Proposed Development on the Deeside and Buckley Newt Sites Special Area of Conservation (SAC) and the saltmarsh within the Dee Estuary SAC, Special Protection Area and Ramsar site. The Unilateral Undertaking will cease to have effect upon the Draft Bilateral Deed being entered into (if that occurs) to ensure no duplication of the obligations within these documents. The Unilateral Undertaking includes obligations on the Applicant that reflect those included in the Draft Bilateral Deed, including payment of a SAC Management Contribution, submission of a Nitrogen Management Plan to FCC for approval and payment of a Saltmarsh Management Contribution.

As FCC is not a party to the Unilateral Undertaking, in the event that the Draft Bilateral Deed has not been completed by the date of the Secretary of State's decision on the DCO application, the Applicant requests that the Secretary of State includes the following wording in the DCO to secure the reciprocal obligations on FCC to use the SAC Management Contribution and the Saltmarsh Management Contribution for the purposes for which they will be paid:

New Article:

Procedure for habitat mitigation

52. —(1) *Upon receipt of the SAC Management Contribution, Flintshire County Council shall use the SAC Management Contribution for the SAC Management Purpose and for no other purpose.*

(2) *Flintshire County Council's approval of the Nitrogen Management Plan shall not be unreasonably withheld or delayed.*

(3) *Upon receipt of the Saltmarsh Management Contribution and approval of the Nitrogen Management Plan by Flintshire County Council, Flintshire County Council shall use the Saltmarsh Management Contribution for the Saltmarsh Management Purpose and for no other purpose.*

New definitions to be included within Article 2 (Interpretation):

"Flintshire County Council" means Flintshire County Council of Ty Dewi Sant, St David's Park, Ewloe, Flintshire CH5 3FF and includes any successor in function to Flintshire County Council;

"SAC Management Contribution" has the same meaning as set out in the Unilateral Undertaking;

"SAC Management Purpose" has the same meaning as set out in the Unilateral Undertaking;

"Saltmarsh Management Contribution" has the same meaning as set out in the Unilateral Undertaking;

"Saltmarsh Management Purpose" has the same meaning as set out in the Unilateral Undertaking;

"Nitrogen Management Plan" has the same meaning as set out in the Unilateral Undertaking;

"Unilateral Undertaking" means the Deed of Unilateral Undertaking Development Consent Obligations dated 8 June 2026 which is certified as such by the Secretary of State for the purposes of this Order in accordance with article 45 (certification of plans, etc.) and includes any modifications which are agreed with the Secretary of State;

New row to be included within Schedule 14 (Documents and plans to be certified):

<i>(1) Document name</i>	<i>(2) Document reference</i>	<i>(3) Revision number</i>	<i>(4) Date</i>
<i>Deed of Unilateral Undertaking Development Consent Obligations</i>	<i>9.42</i>	<i>0</i>	<i>June 2026</i>

Table 1: Deadline 7 submission documents

Document Reference, Title & Rev No.	Reason for submission
Document Ref. 1.3 – Guide to the Application, Rev 08	Updates for Deadline 7.
Document Ref. 3.1 – Draft Development Consent Order, Rev 06 (clean and tracked)	To correct typographical errors identified within the Deadline 6 version of the Draft Development Consent Order.
Document Ref. 3.3 – Consents and Agreements Position Statement, Rev 04 (clean and tracked)	This document has been amended to reflect removal of the disapplication of the Dee Estuary Conservancy Harbour Revision (No.2) Order 2023 (Dee HRO) from the Draft Development Consent Order.
Document Ref. 3.4 – Development Consent Order Validation Report, Rev 02 (clean only)	An updated validation report has been submitted reflecting that this is the final version of the Draft Development Consent Order being submitted to the examination.
Document Ref. 3.6 – Schedule of changes to Draft Development Consent Order, Rev 05 (clean only)	Showing the changes made in this latest iteration of the Draft Development Consent Order.
Document Ref. 6.5 – Framework Construction Environmental Management Plan (CEMP), Rev 07 (clean and tracked)	This document has been updated to amend the road traffic noise levels for which further mitigation would be required, as requested by FCC.
Document Ref. 6.6 – Framework Construction Traffic Management Plan (CTMP), Rev 04 (clean and tracked)	This document has been updated to amend the road traffic noise levels for which further mitigation would be required, as requested by FCC.
Document Ref. 6.10 – Commitments Register, Rev 07 (clean and tracked)	This document has been updated to reflect amendments made to the FCEMP, FCTMP and Draft Deed of Development Consent Obligations made at Deadline 7.
Document Ref. 6.12 – Report to Inform Habitats Regulations Assessment, Rev 05 (clean and tracked)	Updated to describe the position in relation to the bilateral or unilateral agreements.

Document Reference, Title & Rev No.	Reason for submission
Document Ref. 6.13 – Outline Curlew Implementation and Monitoring Plan, Rev 04 (clean and tracked)	Reflecting the requested amendment by Natural England that they be removed from the Curlew Steering Group.
Document Ref. 6.16 – Outline Saltmarsh Implementation and Monitoring Plan, Rev 03 (clean and tracked)	Reflecting the requested amendments at Deadline 6 by NRW.
Document Ref. 8.1 – Signed Statement of Common Ground (SoCG) between the Applicant and FCC, Rev 05 (clean and tracked) ¹	<p>The following versions of the SoCGs have been signed by both parties for Deadline 7:</p> <ul style="list-style-type: none"> - FCC; - Natural Resources Wales; and - Natural England <p>The final SoCG between the Applicant and Liverpool Bay CCS Limited (Rev 05) was signed by the Applicant and submitted at Deadline 6. As previously advised, the Applicant had finalised that SoCG based on the current status but Liverpool Bay were unable to sign, pending completion of the cooperation agreement, which the Applicant is seeking to progress with Liverpool Bay and Eni as quickly as possible. This remains the case, and therefore Liverpool Bay have been unable to provide a counter signature.</p> <p>The final SoCG between the Applicant and National Gas Transmission (Rev 4) was signed by the Applicant and submitted at Deadline 6. The Applicant had finalised this SoCG based on feedback received from National Gas Transmission and understands this to be in an agreed form based on submissions that National Gas Transmission has made to the examination. However, National Gas Transmission were not able to sign in time for Deadline 6. The Applicant has followed-up with National Gas Transmission to seek signing of the final SoCG ahead of Deadline 7 but understands they have not yet been able</p>
Document Ref. 8.2 – Signed SoCG between the Applicant and Natural Resources Wales, Rev 05 (clean only) ²	
Document 8.16 – Signed SoCG between the Applicant and Natural England, Rev 04 (clean and tracked)	

¹ Please note that the date on the cover sheet of this SoCG is erroneously listed as 'May 2026' when it was in fact signed in June 2026. As the signed version contained this cover sheet error, the Applicant has not amended this for submission but wishes to note that the document is dated June 2026.

² This is an update of the version of Rev 05 submitted at Deadline 6 but the only amendment is the addition of NRW's signature – and so the Revision number remains Rev 05 and the date on the cover sheet also remains as 'May 2026' for the purposes of the content of the SoCG and no tracked version has been prepared.

Document Reference, Title & Rev No.	Reason for submission
	to progress this due to internal governance processes.
Document Ref. 8.18 – Statement of Commonality for all SoCGs, Rev 05 (clean and tracked)	This document has been updated to reflect the final respective SoCG updates. Where a SoCG could not be finalised, it identifies in tabular form, the matters that are not agreed.
Document Ref. 9.2 - Notice of a proposed without prejudice HRA derogation in Wales Rev 03 (clean and tracked)	This document has been updated to include the Saltmarsh Management Contribution for the atmospheric pollution impacts on the Dee Estuary SAC/SPA/Ramsar site.
Document Ref. 9.25 – Draft Deed of Development Consent Obligations (clean and tracked versions), Rev 02	<p>The Draft Bilateral Deed has been updated to amend the figure for the SAC Management Contribution and the Breakdown of Works as requested by FCC on 4 June 2026, as well as other minor modifications.</p> <p>Despite ongoing discussions between the Applicant and FCC, the Draft Bilateral Deed has not yet been signed or completed.</p>
Document Ref. 9.39 – Cover Letter, Rev 00 i.e. this letter	n/a
Document Ref. 9.40 – Applicant's Response to Deadline 6 Submissions, Rev 00	This document is provided to outline the Applicant's response to submissions made by others at Deadline 6.
Document Ref. 9.41 – Applicant's Closing Statement, Rev 00	This document provides the Applicant's Closing Statement and provides a summary of the Applicant's position on key substantive matters.
Document Ref. 9.42 – Deed of Unilateral Undertaking of Development Consent Obligations, Rev 00 (redacted and unredacted)	The Unilateral Undertaking secures the obligations on the Applicant as proposed in the Deadline 7 version of the Draft Bilateral Deed (Document Ref. 9.25).



The Applicant is not able to definitively confirm that Artificial Intelligence has not been used in the preparation of this submission³.

Should you have any questions, please do not hesitate to contact Geoff Bullock
[REDACTED]@dwd-ltd.co.uk; [REDACTED] or [REDACTED]@dwd-
ltd.co.uk; [REDACTED]

Yours sincerely



Project Manager
Uniper

³This statement is being made in compliance with the updated 'Nationally Significant Infrastructure Projects: Advice on the Preparation and Submission of Application Documents', which now requires a statement as to whether Artificial Intelligence has been used.