

Ferrybridge Carbon Capture and Storage - EN0710002 enfinium Limited

Section 51 Advice Log Version: 11 November 2024

There is a statutory duty under [section 51 \(s51\) of the Planning Act 2008](#) for the Planning Inspectorate to record the advice that it gives in relation to an application or potential application, and to make this publicly available.

This document comprises a record of the advice that has been provided by the Inspectorate to the applicant (enfinium Limited) and their consultants during the pre-application stage. It will be updated by the Inspectorate after every interaction with the applicant during which s51 has been provided. The applicant will always be given the opportunity to comment on the Inspectorate's draft record of advice before it is published.

The applicant will use this Advice Log as the basis for demonstrating regard to section 51 advice within the application.

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Date of meeting	Meeting overview
4 November 2024	Inspectorate comments on the Programme Document
19 February 2025	Project Update Meeting

Project name -s51 Advice Library	
Topic	Meeting date: 4 November 2024
Inspectorate comments on the Programme Document	<ul style="list-style-type: none"> • The Applicant must ensure that the Programme Document (PD) is hosted and maintained on the Applicant's website. • It would be helpful for the PD to have a diagram setting out the key milestones during the pre-application stage, to accompany the written information set out in the PD; • The Applicant anticipates October 2025 for its submission date. It would be helpful if the Applicant could keep the Inspectorate updated on any potential change to the specific date referenced in the appended PDF 'Programme' – currently 30 October 2025. • It would be helpful if the PD could provide approximate timescales for project update meetings with the Inspectorate. It would also be helpful to list any future meetings with key stakeholders to enable those parties to deploy resources effectively. • The PD does not provide any timescales for the submission of draft documents for the Inspectorate's review, or confirmation of what documents will be submitted. If applicable, the PD should be updated to provide an accurate date for this submission, allowing a six-week period for the Inspectorate's review, ensuring sufficient time before the application submission date to demonstrate regard to the Inspectorate's comments. • The PD does not provide any timescales for the Adequacy of Consultation milestone (AoCM). The pre-application guidance sets out that the AoCM should be early enough to enable applicants to consider how to take any additional engagement that may be needed, but sufficiently towards the end of the pre-application stage to assess the adequacy of consultation that has been done, therefore no later than 3 months before the intended date for the submission of the application.
Topic	Meeting date: 19 February 2025
Non-statutory consultation update	<p>Non-statutory consultation took place in October 2024 with several public events both in-person and online. The project was generally well received.</p> <p>The applicant highlighted an overlap with a neighbouring SSE project and confirmed that it is in communication with</p>

	<p>SSE to ensure they are not competing when it comes to consultation. No action groups have been confirmed and have not historically been involved with previous Ferrybridge projects.</p> <p>The Inspectorate queried if any responses had been received by local authorities – nothing has been received directly but engagement has continued throughout pre-application since the section 35 direction.</p> <p>The Inspectorate queried whether any feedback had been received from Natural England (NE). No feedback has been received yet, but NE has submitted its first set of costs as part of the Scoping Opinion and engaged with the scoping exercise.</p> <p>The Inspectorate queried the Environment Agency (EA). The applicant highlighted that the EA has been proactive but noted time constraints in 2025. The applicant is aware of the permitting queue for the EA and asked to be prioritised, with permitting being ran in parallel with the DCO application.</p>
Programme changes	<p>The applicant is considering possible options to increase the capacity for carbon capture on the site. The Inspectorate advised the applicant to consider whether this would require a new Scoping Opinion to be issued for the proposed development, to ensure this does not become an issue at the Acceptance or Examination stages.</p>
Timeline update	<p>Statutory consultation is now planned for Q3 2025. Environmental surveys will be completed this year, allowing sufficient time for the Adequacy of Consultation Milestone (AoCM) following advice from the Inspectorate. The surveys are ongoing, including consultation with the Coal Authority due to an existing coal mine within the Order Limits.</p> <p>A two-month period has been allocated to the AoCM, with the Inspectorate advising that this should be done at least four months before submission to ensure engagement activities can be completed in time.</p> <p>The Preliminary Environmental Information Report (PEIR) is expected to be complete by Q3 2025.</p>
Draft document review	<p>The Inspectorate asked when draft documents would be submitted for review and advised the applicant to provide more specific timescales than those currently provided. The Inspectorate further advised for the draft document review to be included in the programme document and timeline.</p> <p>The applicant highlighted that the Planning and Infrastructure Bill may be enacted by the draft document review, so it may not require this service.</p>

	The Inspectorate also advised that it would be helpful to have well advanced versions of draft documents to ensure that adequate feedback can be provided.
Adequacy of Consultation Milestone (AoCM)	<p>The Inspectorate advised that with the AoCM planned after statutory consultation, there should be leeway to push the AoCM back if further engagement is required after the consultation period ends – as it will limit the level of advice that the Inspectorate can provide. If the applicant is committed to an AoCM date, then the applicant should be aware that the Inspectorate cannot review a second iteration.</p> <p>The Inspectorate advised the applicant to look at the pre-application guidance if there is a fundamental issue with the consultation.</p>
Submission date	The applicant highlighted a delay of around six months to the submission date, with submission now expected in Q2 2026, not Q2 2025.
Good design advice page	<p>The Inspectorate referred the applicant to the good design advice page, published at the end of 2024. It also suggested the applicant view the good design webinar.</p> <p>The applicant noted that the number of technical requirements, resulting from the industrial nature of the project, means it might be more limited in following the good design advice provided.</p>