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Mr Greenwood
Clyde & Co LLP

Your Ref: 10276966

Our Ref: TR030007

Date: 09 January 2024

Dear Mr Greenwood

The Infrastructure Planning (Examination Procedure) Rules 2010 (as amended) – Rule 17

Application by Associated British Ports for an Order Granting Development Consent for the Immingham Eastern Ro-Ro Terminal Project

Request for further information

In connection with the above mentioned Nationally Significant Infrastructure Project application, we are writing under Rule 17 of the Infrastructure Planning (Examination Procedure) Rules 2010 (as amended).

The Examining Authority (ExA) notes with great concern that a number (listed below) of final and signed Statements of Common Ground (SoCG) between the Applicant and other Interested Parties are still outstanding. That is notwithstanding the procedural decision [[PD-016](#)] the ExA made to amend the Examination timetable so that all of the final and signed SoCGs could be submitted by Deadline 6 (13 November 2023). That timetable amendment was necessary because many of the SoCGs had not been submitted by Deadline 5 (23 October 2023).

The outstanding SoCGs are:

- Able UK Limited
- Anglian Water
- Associated Petroleum Terminals (Immingham) Limited and Humber Oil Terminals Trustees Limited (IOT Operators)
- DFDS Seaways
- Health and Safety Executive
- Lincolnshire Wildlife Trust
- Marine Management Organisation*

- North East Lincolnshire Council*

* Described as being “agreed”, with unsigned versions having been submitted at Examination Deadlines 6 and/or 7.

With respect to the signed SoCG between National Highways and the Applicant [[REP5-009](#)] an action arising from Issue Specific Hearing 5 [Action 31 in [EV10-016](#)] was the preparation of an updated SoCG for submission by Deadline 7 (11 December).

To ensure that final and signed versions of the outstanding SoCGs are submitted to the ExA prior to the Examination’s close on 25 January 2024, the ExA needs to consider whether it should make a further procedural decision to vary the Examination timetable. The ExA therefore requires the Applicant to provide it with a written update by **14:00 on Wednesday 10 January 2024** explaining when the ExA can expect the final and signed versions of all of the outstanding SoCGs to be submitted.

Yours sincerely

Grahame Gould

Grahame Gould
Lead Member of the Panel of Examining Inspectors

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