

## Planning Act 2008 – Section 91

**Application by Net Zero Teesside Power Limited and Net Zero North Sea Storage Limited for an Order Granting Development Consent for the Net Zero Teesside Project.**

### **Issue Specific Hearing into Environmental Matters (ISH4)**

**Date:** Thursday 14 July 2022 / Friday 15 July 2022

**Time:** 10:00am, room opens / Arrangements Conference from 9:30am

**Venue:** Virtual Event (Microsoft Teams) and Jury's Inn Hotel, (Carlton, Dinsdale & Eston Rooms), Fry Street, Middlesbrough, TS1 1JH.

**Access and Parking:** Limited free on-site parking with public car parks nearby.

**Please note that should it be necessary for ISH4 to continue on Friday 15 July the event will commence at 9.30am and will conclude no later than 1.00pm.**

### **Background**

All Interested Parties are invited to attend issue specific hearings but as this is a blended event it would assist with the running of the hearing if you could let the Inspectorate's Case Team ([NetZeroTeessideProject@planninginspectorate.gov.uk](mailto:NetZeroTeessideProject@planninginspectorate.gov.uk)) know if you wish to participate in the hearing and if you wish to attend in person, or virtually through Microsoft Teams, so that the relevant instructions can be sent for you to join the event. The event will also be livestreamed and a link for watching the livestream will be posted on the project page of the National Infrastructure website closer to the event date.

The hearing venue will be open 30 minutes prior to the start of the hearing to enable a prompt start. Hearings will finish as soon as the Examining Authority (ExA) deems that all those present have had their say and that all matters have been covered.

Guidance under the Planning Act 2008 (PA2008) and the Infrastructure Planning (Examination Procedure) Rules 2010 provide that it is the ExA that will probe, test and assess the evidence through direct questioning of persons making oral representations at hearings.

Participants may be legally represented if they wish, but the hearing will be conducted to ensure that legal representation is not required.

The following agenda is indicative and may be amended by the ExA at the start of the hearing session. Furthermore, the ExA may wish to raise other matters arising from submissions and pursue lines of inquiry in the course of the discussion which are not on the agenda. Any lack of discussion of a particular issue at a hearing does not preclude further examination of this issue, including the asking of further written questions.

Every effort will be made to ensure that the issues will be discussed on the days that they are scheduled for. If there are additional matters to be dealt with or there are submissions that take a considerable amount of time at any hearing, there may be a need to continue the session for longer on the day. Alternatively, it may be necessary to prioritise matters and defer others to further written questions.

All Examination documents are provided with a unique identification number for referencing purposes shown in square brackets [ ].

Please note that this Agenda was based on submissions up to and including D3. Nevertheless, ISH4 will address any relevant submissions made at D4.

All Interested Parties are welcome to attend the hearing and are entitled to make oral representations. This is subject to the Examining Authority's power to control the hearing in the interests of efficient use of time.

The ExA request that the following parties participate in ISH4 because their submissions raise issues that the ExA may wish to explore at the Environmental Matters hearing, or they are statutory consultees who have the necessary expertise to assist the ExA:

- **Net Zero Teesside Power Limited and Net Zero North Sea Storage Limited (the Applicants)** – including representatives of the Applicants who are in a position to discuss the matters on the agenda;
- **Redcar and Cleveland Borough Council (RCBC);**
- **Stockton on Tees Borough Council (STBC);**
- **Hartlepool Borough Council (HBC);**
- **South Tees Development Corporation (STDC);**
- **Environment Agency (EA);**
- **Marine Management Organisation;**
- **Natural England (NE);**
- **Northumbrian Water Limited;** and
- **Any other Interested Parties (IPs)** – with an interest in the Environmental Matters on this agenda.

## **Agenda**

### **1. Welcome, introductions and arrangements for the Hearing**

- The ExA will welcome participants, lead introductions, and address housekeeping matters. The public livestream and recording will start.

### **2. The Purpose of the Hearing**

- The ExA will explain the purpose of the Hearing and the range of topics which will be covered.



### **3. Design, Landscape and Visual considerations: Power Capture and Compression (PCC) site (Work No's 1 & 7)**

- Comments and observations on the Landscape and Visual Impact Assessment including selection of viewpoints and the effectiveness of photomontage views presented by the Applicants (including RCBC, STDC and HBC comments);
- The changing baseline following demolition of the steelworks and cumulative effects with recently permitted developments in the vicinity;
- Comments and observations relating to the design process for the PCC site undertaken by the Applicants to date;
- Comments and observations relating to mechanisms to secure the highest possible design quality, including the effectiveness of Requirement 3; and
- Comments and observations on landscaping including the effectiveness of Requirement 4 in securing a high quality and effective landscape scheme.

### **4. Ground Conditions**

- Overview of progress re ground investigation works, the site conceptual model and hydrogeological risk assessment, including any off site migration;
- Progress on STDC's planning application for a remediation scheme (ref. paragraph 4.4 [REP2-097a]) and the timescale for addressing the 'outstanding areas' identified by the EA [REP3-027];
- Responsibility for the remedial works and any future monitoring that is required;
- Observations on how the proposal to use Horizontal Directional Drilling meets the requirements of paragraphs 2.23.2 and 2.23.3 of the National Policy Statement for Gas Supply Infrastructure and Gas and Oil Pipelines (EN-4) and any implications for biodiversity/ Habitats Regulations Assessment with reference to Natural England's Written Representation [REP2-065] and the Applicants' response [REP3-012]; and
- NPL Waste Management Limited concern regarding contamination [REP1-025].

### **5. Water environment**

- Issues related to raw water supply and discharge, including the use of Bran Sands or Marske-by-the-Sea;
- Issues related to the design/ alignment for the outfall to Tees Bay including STDC's request to consider an alternative;
- WFD assessment, including potential enhancement initiatives;
- Issues of nutrient neutrality and the modelling of dissolved organic nitrogen with reference to Natural England's Written Representation [REP2-065] and the Applicants' response [REP3-012];
- Flooding, including emergency access; and



- The potential effect of rock armouring/ scour protection associated with the proposed new outfall head to the Teesmouth and Cleveland Coast SPA and Ramsar site in the HRA.

## **6. Stack Parameters / Air Quality**

- Issues of minimum height parameters for the main absorber or HSRG stack and the maximum width (inner diameter); and
- Air quality effects on the Coatham Sand Dunes, part of the Teesmouth and Cleveland Coast SSSI.

## **7. Statements of Common Ground relevant to Environmental Matters**

- The ExA will ask the Applicants to provide an update on Statements of Common Ground relevant to the Environmental Matters.
- The ExA will specifically ask the Applicants to respond to the Environment Agency's comment [REP1-009] requesting demonstration that there are no foreseeable barriers to the technical feasibility of installing the Applicants' chosen carbon capture plant.

## **9. Review of issues and actions arising**

## **10. Any other business**

## **11. Closure of the Hearing**