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Date:	30 August 2017	Contact name:	Steven Rayner
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Our reference:	I&BPB6776L001D0.1	Email:	steven.rayner@rhdhv.com
Classification:	Project related	Enclosures:	Northern Gateway Container Terminal Environmental Statement (2006), Northern Gateway Container Terminal Supplement to the ES (2007) and Environmental Scope of Works Document

Dear Jayne

**Northern Gateway Container Terminal - 2008 Harbour Revision Order extension – request for EIA screening opinion and comment on proposed scope of environmental assessment**

PD Teesport (PDT) applied for a Harbour Revision Order (HRO) for the proposed Northern Gateway Container Terminal (NGCT) under Section 14 of the Harbours Act 1964 in 2006. An application for planning permission under the Town and Country Planning Act 1990 was also submitted to Redcar and Cleveland Borough Council (RCBC) at the same time. In support of these applications, Royal Haskoning carried out an Environmental Impact Assessment (EIA) and produced the NGCT Environmental Statement (ES) in 2006 (Royal Haskoning, 2006) (referred to as the 2006 ES). The Teesport Harbour Revision Order (HRO) (referred to as the 2008 HRO) was subsequently made on 18<sup>th</sup> April 2008, coming into force on 8<sup>th</sup> May 2008. The HRO is due to expire on 8<sup>th</sup> May 2018. Planning permission was granted by RCBC in 2007.

The marine elements of the NGCT have not yet been implemented, however the landside elements of the proposed scheme have commenced (and therefore the planning permission granted by RCBC has been implemented). PDT is proposing to extend the expiry date of the 2008 HRO for 15 years until 8<sup>th</sup> May 2033.

PDT intends to apply to the Marine Management Organisation (MMO) for a time extension to the 2008 HRO only at this stage as opposed to simultaneously applying for a marine licence (i.e. no application will be made for construction works at the present time).

At our meeting in April 2017, the MMO recommended that PDT submits a request for an EIA screening opinion under the Marine Works (Environmental Impact Assessment) Regulations 2007 (as amended by the Marine Works (Environmental Impact Assessment) (Amendment)

Regulations 2017). MMO also advised that PDT should submit a formal letter requesting a 15 year extension to the current HRO under Article 6 of the 2008 HRO. The purpose of this letter is therefore to request an EIA screening opinion from the MMO under Regulation 11(4) the 2007 Regulations as well as requesting a 15 year extension to the 2008 HRO.

In support of this request we have provided the 2006 ES and the 2007 Supplement to the ES, which presents a description of the NGCT proposals and an assessment of the potential environmental impacts which could arise. This is submitted to the MMO to satisfy the requirements of Regulation 11(4) of the Marine Works (Environmental Impact Assessment) Regulations 2007 (as amended).

At our meeting in April 2017, we discussed the nature of the environmental information that would be required to support PDT's proposed application to extend the 2008 HRO. In summary, it was agreed that:

- The 2006 ES will be resubmitted with a supplementary environmental information report.
- The supplementary environmental information report will assess the effect of any material changes since the 2006 ES was produced.
- If objections are raised during consultation on the application to extend the 2008 HRO which were dealt with prior to the 2008 HRO coming into force, MMO would require evidence to illustrate that such objections have already been appropriately addressed.
- The supplementary environmental information report will aim to demonstrate whether the impacts of the project are within the scope of the 2006 ES.
- A sediment sampling regime would only be necessary if a marine licence was also being applied for at the same time as the HRO extension. As the HRO does not authorise physical works, no further sampling would be required as part of an application for an HRO extension only.

In light of the above, we have developed a proposed scope of works which is considered appropriate to satisfy the requirement for provision of environmental information in support of the application. This is presented in the attached scope of environmental works document.

In addition to the provision of an EIA Screening Opinion under the 2007 Regulations, we are also seeking confirmation from the MMO that the proposed scope of environmental assessment to support the application to extend the 2008 HRO is appropriate.

Yours sincerely,

**Steven Rayner**

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Environment  
For and on behalf of HaskoningDHV UK Ltd

cc: Mark Pearson (PDT)  
Monica Peto (Eversheds-Sutherland)