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KD/JB/5471

Dear Sir

E.ON UK PLC – WHITEHILL GAS STORAGE PROJECT

1. In January 2007, on behalf of E.ON UK plc, we submitted an application for planning permission accompanied by an environmental statement (ES) to East Riding of Yorkshire Council (the Council) to *“Undertake development, to comprise drilling of an exploratory well and other boreholes, laying of pipelines for water and brine, installation of temporary solution mining equipment, controlled solution mining of rock salt to create 10 underground caverns and use of the same for the storage of natural gas, laying of gas and other pipelines, power and control cables, construction of above ground gas processing plant, high pressure pipelines, wellhead compound and plant, horizontal directional drilling and valve compound and plant, inter-tidal marine works, gas pipeline connecting to the national transmission system, an above ground installation, access roads, landscaping and works, temporary construction facilities and ancillary development”*. The Council subsequently notified us under Regulation 19 of the Town and Country Planning (Environmental Impact Assessment) Regulations 1999 (the EIA Regulations) that it required additional information on certain matters and in September 2007 we deposited further information, including the fact that E.ON had decided to pursue only the northern pipeline option and proposals for a temporary haul road for construction traffic.
2. Following receipt of the further information document (FID), the Council’s planning committee in October 2007 passed a resolution to grant planning permission subject to completion of a legal agreement under Section 106 of the Town and Country Planning Act 1990. The draft agreement has now been resolved between the Council and E.ON but in view of the time that has elapsed, E.ON has decided to update its ES. E.ON therefore submitted a scoping request to the Council and to statutory and other consultees on 9.10.09 requesting views on the scope of the further environmental impact assessment work to be undertaken, to which the Council responded on 29.10.09 enclosing responses from various consultees.



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3. The revised application documents listed below take into account various changes since 2007, including an assessment of potential cumulative impact of the Whitehill Gas Storage Project with the recently consented Witherwick Wind Farm and straw burning power station at Tansterne Grange as well as considering changes to the development plan and Government policy. The revised application documents also reflect new arrangements for beach access to facilitate the necessary offshore works. In addition there are some changes to the application site boundary which include deleting the southern gas pipeline route option/s and a slight extension of the above ground installation (AGI) site to take account of a design modification. The table below lists the documents submitted in January 2007; where a document has been crossed out it has been superseded by the FID (September 2007) and/or further information (May 2010), where it has not been crossed out it remains a current application document.

	Documents submitted January 2007	Updated/Amended September 2007	Updated/Amended May 2010
i.	Environmental Statement	Environmental Statement – Further Information Document	Environmental Statement – Further Information Document 2010
ii.	Environmental Statement – Non technical Summary		Environmental Statement – Further Information Document 2010 Non Technical Summary
iii.	Environmental Statement – Annexes:	Environmental Statement – Further Information Document – Annexes:	Environmental Statement – Further Information Document 2010 – Annexes:
	A Consultation Register	A1 Scoping Report, Consultation Register and Responses	A2 Scoping Report, Consultation Register and Responses
	B Archaeological Desk Based Assessment	B1 Table of Archaeological Sites, Construction Impacts, Mitigation and Residual Impacts B2 Stage 2 Archaeological Evaluation and Mitigation B3 Whitehill Farm, Witherwick – Historic Buildings Survey, Written Scheme of Investigation B4 Geophysical Survey Report – Plant and Landscaping Areas B5 Geophysical Survey Report – Pipeline Route	B6 Additional Geophysical Survey B7 Field-walking Report B8 Archaeology Mitigation Preliminary Recommendations B9 Interim Report and Specialist Background Information

	Documents submitted January 2007	Updated/Amended September 2007	Updated/Amended May 2010
	<p>C Ecological Survey Reports:</p> <ul style="list-style-type: none"> - Extended Phase 1 Habitat Survey - Great Crested Newts Survey - Breeding Birds Survey - Bats Survey - Water Voles Survey - Extended Phase 1 Habitat Survey - Great Crested News Survey - Electrical Connection Survey 	<p>C1 Ecological Survey Report – Great Crested Newts on Pipeline Route</p>	<p>C9 Update to Desk Study and Phase 1 Habitat Survey</p>
	<p>D Landscape and Visual Assessment</p>		<p>See item 4. below</p>
	<p>E - Noise and Vibration Assessment</p>	<p>E1 Background Noise Survey Results</p>	
	<p>F Traffic and Transport Assessment</p>	<p>F1 Temporary Haul Road Design Basis and Construction Methodology</p>	<p>F2 Revised Transport Assessment</p>
	<p>G Land Quality and Envirocheck Reports</p>		
	<p>H Safety Report</p>		
	<p>I Potential Archaeological and Ecological Impacts of Electrical Cable Routes</p>		
	<p>J Draft Environmental Management Plan</p>		
			<p>K Flood Risk Assessment</p>
iv.	<p>Landscape and Visual Assessment (LVA) Supporting Figures</p>		<p>Landscape and Visual Assessment (LVA) Supporting Figures – May 2010</p>

	Documents submitted January 2007	Updated/Amended September 2007	Updated/Amended May 2010
v.	Application Form Part 1 (including Schedules 4, 2, 3)		Schedules 1 & 3.
vi.	Supplementary Minerals Information		
vii.	Certificate C 22.1.07 (including Schedules 4, 5)		Certificate C 28.5.10 (including Schedules 4, 5)
viii.	Schedule of drawings (Schedule 3)		Schedule of drawings 2010 (Schedule 3)
ix.	Schedule of main plant (Schedule 6)		
x.	Notice under Article 6 (published in a newspaper, served on owners/tenants)		
xi.	Notice under Article 6 (posted on site, in communities and in parishes)		
xii.	Planning Application Site Location Drawing LDWD105/App/001/010		Planning Application Site Location Drawing LDWD105/App/001/010 Rev 1
xiii.	Planning Application Site Drawing LDWD105/App/002/006/547- 1/4		Planning Application Site Drawing LDWD105/App/002/007/5471/ 3
xiv.	Planning Statement		Planning Statement 2010
xv.	Planning Statement Graphics		Planning Statement Graphics 2010
xvi.	Fee Form		
xvii.			Public Notice
xviii.			Statement of Community Involvement

4. Our enquiries to the Council and consultees have concluded that the following sets of the above documents are required which are enclosed and detailed on the attached schedule.

- Hard copy of all documents	12
- Hard copy of ES main text	3
- Hard copy of annexes F-F2	1
- CD copy of all documents	46

As agreed 2 additional hard copies of the NTS are enclosed; an electronic version is available with the rest of the Environmental Statement Further Information Document 2010 on the E.ON website www.eon-uk.com/gas-storage/whitehill.

5. E.ON held a two day public exhibition in Witherwick on 7/8 May 2010 to provide an update to local residents and to explain the revised application documents. Notice of the submission of this further information has been erected on site, in communities and in parishes. An information letter has been sent to all landowners/tenants on whom we served notice in January 2007 and to additional landowners/tenants who have been identified since that time (see amended Certificate C and Schedule 4) as well as those with an interest in land within the possible electrical connection corridors.
6. E.ON has also submitted related applications for planning permission for a temporary haul road (07/02421/STPLF) and hazardous substances consent (HSC) (07/05156/PHAZ) which in the most part remain unchanged with the exception of a minor change to the HSC supporting statement to reflect the development plan position; an amended statement will be submitted in due course. Consent is also required under a number of other licensing and regulatory regimes in respect of the offshore elements of the Project on which the Council will be a consultee in due course.
7. In light of E.ON's decision to pursue only the northern gas pipeline option to connect to the gas national transmission system at the Ganstead AGI please accept this formal request to amend the description of the location of the land to which the application relates, as detailed on the Application Form Part 1, to:

"Site north of Aldbrough, south of disused weapons range, west of mean low water, including B1242 and land between Cowden Lane/Witherwick Lane and Aldbrough Road/Witherwick Road including Whitehill Farm and a corridor of land west from the site parallel to Aldbrough Road/Witherwick Road, south west after crossing Beverley Road, between Marton and New Ellerby, south then west between new Ellerby and Old Ellerby and west of Old Ellerby south west to the Ganstead AGI at Crab Tree Lane." (see amended Schedule 1).

The Planning Application Site Boundary drawing LDWD105/App/002/007/5471/3 has been amended to reflect the deletion of the southern gas pipeline route option/s as well as minor changes, including those described at paragraph 3.

8. If you have any queries regarding this application please contact either Keith Dalton or Jon Bowen at this office. Meanwhile will you kindly acknowledge receipt of this further information and confirm that notice will be placed in a local newspaper circulating in the locality of the site in accordance with the EIA Regulations.

Yours faithfully



DALTON WARNER DAVIS LLP