
NIPA NEWSLETTER

National Infrastructure Planning Association

Newsletter – July/August 2019

Introduction from NIPA Board Member Julian Boswall

Welcome to the latest edition of our NIPA Newsletter designed to keep you informed of national infrastructure developments and NIPA's activities.



I wanted to highlight to you how NIPA continues to work hard on your behalf to collate and identify best practice in nationally significant infrastructure project (NSIP) planning, and to work with Government and regulators to develop fair, reasonable and proportionate legislation and regulation that supports the development of national infrastructure whilst taking into account the needs of host communities and other third parties.

With this in mind NIPA is launching its first **Award** for best practice and / or innovation in an NSIP Project consented between 1st October 2017 and 30th September 2019. The Award will be given at NIPA's Annual Dinner on Thursday 21st November 2019. For more information log on to the NIPA website from **1st August 2019**.

Since our last Newsletter, there have been several NSIP applications accepted for Examination, and there are currently 59 projects in pre-application and 28 active Development Consent Orders (DCOs), as well as the first Material Amendment application (to the Hinckley new nuclear power station DCO) soon to be submitted.

NIPA also held a well-attended **Annual General Meeting on 22nd May 2019**, kindly hosted by WSP, with Guest Speaker, the Planning Inspectorate's Pauleen Lane, and our **Annual Conference on 27th June 2019** (see below), again at Clifford Chance's London office (summary below).

At the AGM we launched our **NIPA Insights II Report** focusing on the role of flexibility within the DCO process and beyond (see below), and this was highlighted again at the Conference.

With Boris Johnson installed as Britain's new Prime Minister, we have a range of new decision-makers - Secretary of State for Housing, Communities and Local Government (Robert Jenrick MP), Secretary of State for Business, Energy and Industrial Strategy (Andrea Leadson MP); Environment, Food and Rural Affairs Secretary of State (Theresa Villiers MP) and Transport Secretary (Grant Shapps MP), so what can we expect? It's too early to say whether the planned programme of policy announcements will go ahead, but if they do, they include:

- The **Energy White Paper** – planned to be published this Summer and will take a long-term view of the energy system to 2050, to deliver the recently amended climate change targets and the Industrial Strategy.
- The **Water Resources National Policy Statement** - expected to be designated in the Autumn.
- The **Government's Response to the National Infrastructure Commission's National Infrastructure Assessment**, including its **National Infrastructure Strategy** - has been delayed, and, although rumours were that it would be published alongside the Budget later, the current word is that it will be at the 'end of the year'.
- **Planning Green Paper** – to implement the majority of the Rosewell Review.
- The **Environment Bill** – is expected later this year, to deliver the UK's commitment to retaining high environmental protection, and including provisions to establish the Office for Environmental Protection; improving air quality, water and waste management; and a mandate for biodiversity and possibly environmental net gain (although nationally significant infrastructure projects will not be covered in this Bill – see Page 5 of the recent DEFRA announcement).
- A potential **Review of some or all of the Energy National Policy Statements** – NIPA has recently held a meeting with BEIS to discuss this and other planning issues (see below.)

Of course, setting the context of all of the above policy-making is Government's newly announced commitment to net zero carbon emissions by 2050, and the consequent amendment of the Climate Change Act 2008.

So, as well as a busy time politically, NIPA is continuing to organise a range of events for Members, and, following placing an article in Planning Officers' Society Newsletter, is also working with several local planning authorities to explore how NIPA might best help authorities who are faced with their first NSIP application.

Additionally, to ensure compliance with UK law, we have recently approved new policies covering compliance with competition law and privacy. I urge all Members to familiarise yourselves with these policies (included in this Newsletter.)

Finally, following our request in the last Newsletter to hear from you on practical issues within the NSIP process that you believe could be improved by reform, we have now developed a [Simple Form](#) for you to fill out, which will feed into an **NSIP Issues Log** which will be discussed at each NIPA Board Meeting, and the issues and suggested solutions will be fed into the various Government Departments responsible for the respective issues.

I hope you find this edition of our newsletter interesting and informative, and if you have any suggestions on items you would like us to cover, please contact our NIPA Policy Adviser Jane Smith at jane.smithassociates@yahoo.co.uk.

Launch of the NIPA Insights II Report by Project Management Chair Keith Mitchell

At the AGM on 22nd May 2019, NIPA launched the latest report in the NIPA Insights research programme, focussed on the role of flexibility in the planning and delivery of effective national infrastructure projects. Flowing from the recommendations of the first report, this work focussed on four inter-related aspects of the DCO process; **building trust, providing evidence, appropriate controls** and **adaptive delivery**. It was underpinned by two major research projects by UCL into the importance of engagement in the process, and the tools and techniques being used to justify, secure and deliver benefit from flexibility in the 42 DCO projects now under construction or completed. The NIPA Insights II Report and UCL Research can be found [here](#).

Following wide engagement with NIPA members and Development Consent Order (DCO) stakeholders, the Report makes recommendations which are centred around the need for meaningful engagement which begins early and flows throughout the life of the project to build trust in the process between promoters and stakeholders. This is coupled with the associated concept of a flexible consenting strategy which is supported by a clear evidence base, secured through appropriate control documents, with monitoring and review processes providing confidence in the post-consent engagement and delivery processes. Recommendations include:

- The use of a commitments register to track the progress of commitments made by promoters through the planning process.
- The preparation of a Scheme Implementation Report as a way of providing a clear narrative about the consenting strategy and how this relates to the attainment of project, community and environmental goals.
- The use of compliance assessment techniques to provide a record of post-consent changes and any subsequent assessment or further consenting requirements. The report is supported with a range of case study material used to provide supporting context and sources of reference.

Insights II was also presented to the NIPA Annual conference on 26th June, and welcomed by MHCLG as a positive contribution to the debate about how to deliver more effective projects through the DCO process for the benefit of all its stakeholders.

The next stage is to develop a "Knowledge Hub" which is built upon all the Insights research to date, with the aim of disseminating the information gathered through the Insights work, to showcase relevant examples from DCO projects, as well as housing the further work recommended by Insights II.

This process will continue to be evidence led, and based on wide engagement with all participants in the DCO process. If you have examples of projects that showcase Building Trust; Providing Evidence; ensuring Appropriate Controls; and Adaptive Delivery, please send them to Keith Mitchell at keith.mitchell@stantec.com, who will provide a further update after the summer holidays, and who can be contacted for more information.

NIPA Board Refresh by Board Chair Angus Walker

I would like to record my sincere thanks to Carly Vince and Michael Wilks who recently stepped down from the NIPA Board after their period of service finished.

However, I am also pleased to confirm that James Good (BLP Law) has been re-appointed to the Board for a further period of 3 years, and I'm delighted to welcome Tom Carpen from Barton Willmore and Anna Pickering from Highways England to the Board.

Finally, we had a number of expressions of interest to join the Board and I would like to thank all of you who applied.

New Board Member Profiles

Anna Pickering



Anna has worked for Highways England (previously the Highways Agency) in their Major Projects Directorate since 2003. She managed delivery of the statutory consultation, DCO application and examination work for the organisation's first NSIP - the A556 Knutsford to Bowdon Scheme. The successful outcome of DCO consent enabled start of construction in November 2014.

She identified the need for, and now is team leader of, Highways England's DCO & Statutory Processes Team. The team supports delivery of DfT's £15 billion Road Investment Strategy, not only by providing close support to individual project teams on their DCO-related work but also by delivering organisation-wide efficiencies such as template documents and guidance. The team supported delivery of 9 DCO applications in the 12 months from July 2018.

Tom Carpen

Tom is a qualified town planner with over 16 years' experience in infrastructure and energy planning, including 8 years as national infrastructure team leader at the Planning Inspectorate. He was involved with over 40 DCOs across all sectors, including Preesall Underground Gas Storage, White Rose and Yorkshire and Humber Carbon Capture projects, Norfolk Vanguard and East Anglia offshore wind projects, Highways England's Road Investment Programme and Heathrow Airport. Tom also held strategic responsibilities including business administration and training roles. Prior to this he worked for the Mayor of London's Planning Decisions Unit, specialising in energy planning and leading the implementation of London Plan energy and climate change policies.



Tom now works for Barton Willmore, the UK's largest independent planning and design consultancy, as an infrastructure planning specialist advising a range of clients promoting or with interests in DCO and major infrastructure development, including airports, highways and energy projects.

Tom holds a Masters degree in Town and Regional Planning and an Executive MBA, and has a national role in Barton Willmore's Infrastructure and Environmental Planning team, working in collaboration with their 13 regional offices around the UK.

NIPA Member Services Update by Board Secretary Robbie Owen

As part of NIPA's continuing drive to provide support to our Members, we have made a decision to move to a full-time administrative support service. This will be provided by Political Intelligence, who are experienced in establishing and running a number of member / trade associations, and who as part of their services to NIPA and our Members are providing:

- **Full-time Member support services** – to respond speedily to Members' queries / issues between 9am to 5.30pm Monday to Friday via the info@nipa-org.uk email or via -
- A dedicated NIPA phone number from Monday 19th August – **020 3951 7551**, which will be manned by Political Intelligences professional administrator Michaela Zamenova, and covered in her absence.
- **Members' Renewal Process** – Managing the 2019/20 Membership Renewal process – **with reminders set to go out to Members in late August** and, as before, the ability to issue individual or composite invoices when requested to facilitate easy payment for Members.
- **Communications to Members** – working with Inspired Media who manage NIPA's website, to manage regular communications to Members, including individual announcements, event information and updates on policy / activities.



Net Zero – Amending the Climate Change Act 2008 and National Policy Statements

Everyone will have seen Theresa May's major announcement in June, confirming the Government's response to the Committee on Climate Change's Net Zero Report, by giving a commitment to move from the net UK carbon being 80% lower than the 1990 baseline by 2050, to being 100% lower ('net zero'). This move was justified due to 'significant developments in scientific knowledge about climate change' that made it appropriate to amend the carbon target.

Both Houses of Parliament have now approved a change to section 1(1) of the Climate Change Act 2008 (CCA) - the Commons on 24 June and the Lords on 26 June. However, the Lords had a 'regret' motion passed (including amongst other things, concern that there wasn't enough information on how the new target would be met), although they still approved the change. It was then signed into law by the relevant minister Chris Skidmore MP later that day, and came into force on 27 June.

This change to climate change targets will have a dramatic effect on life in the UK over the next 30 years. By 2050, any CO2 emitted will have to have in place equivalent carbon capture technology to cancel it out. So all aspects of Government policy, including current and future National Policy Statements will need to reflect how to deliver this overarching commitment.

The Committee on Climate Change's Net Zero report highlighted the scale of the task, saying: *'Achieving net-zero GHG emissions for the UK will rely on a range of speculative options that currently have very low levels of technology readiness, very high costs, and / or significant barriers to public acceptability.'*

In his recent blog, NIPA Board Chair Angus Walker raised the issue of how the legal challenge to the Airports National Policy Statement in March this year included grounds relating to climate change, but that

these were dismissed on the basis that developments such as the Paris Agreement had not yet been translated into UK law.

However, now that the target has been changed, Angus suggested that the conclusions of the National Policy Statement are now vulnerable, as the Planning Act 2008 states that the Secretary of State must review an NPS or part of one if he or she thinks it is appropriate – namely if there has been a significant change in circumstances; the change was not anticipated at the time the NPS was designated or previously reviewed; or if the change had been anticipated at that time, any of the policy set out in the statement would have been materially different.

NIPA Meeting with BEIS Energy Infrastructure Planning Team Update from NIPA Policy Adviser Jane Smith

As part of our ongoing stakeholder engagement programme, NIPA Board Chair Angus Walker and colleagues recently met with members of the Energy Infrastructure Planning at BEIS to discuss the Energy National Policy Statements (NPSs) and other aspects of the NSIP process.

NPSs

In the context of supporting BEIS, Angus Walker and colleagues discussed the current position of the Energy NPSs and the process for any future review. BEIS confirmed they will take away the points raised.

Non-Material Changes

Angus Walker raised the issue of no statutory deadline for non-material changes and how therefore they take varying amounts of time. BEIS explained that they welcome pre-application meetings with developers on non-material changes which they see as valuable opportunity to understand developers' timescales and other aspects of the proposed application.

Other Issues

NIPA also provided a short update for BEIS's information on three other key issues:

- The impact of limited Statutory Consultee resources on the timeliness and quality of advice received by applicants, and how NIPA is inviting Statutory Consultees to NIPA Council meetings to continue a constructive dialogue.
- The NIPA Insights II Report.
- How NIPA is engaging with volunteer local planning authorities to identify how best they can support officers / councillors facing their first NSIP.

Overview of the NIPA Conference 2019

This year's NIPA Annual Conference was again kindly hosted by Clifford Chance at their magnificent London offices in Canary Wharf and sponsored by LDA Design and CMS. On behalf of NIPA, we thank them for their continued support for this key NIPA event. In a packed programme, covering both related policy and practical examples of the Nationally Significant Infrastructure Project (NSIP) regime, NIPA Members and guests heard from a range of interesting and thought-provoking speakers.

NIPA Council Chair Steven Norris opened the conference, before **Clifford Chance's Elizabeth Hardacre** gave a short overview of developments within the NSIP regime.

This was followed by a very interesting update from the **Planning Inspectorate's Simone Wilding and Pauleen Lane** who confirmed that the Inspectorate are continuing their transformation, and highlighted key issues to watch – including:

Changing Practice

- Trialling all-electronic submissions, with a renewed focus on eliminating 'loose ends' to allow the Secretary of State to meet the 3-month deadline.
- Updating the Website – with the BETA phase launch for new appeals at the end of July.
- Setting up an electronic Portal, with 30 local planning authorities invited to participate.
- Implementing the Rosewell Review, with every appeal having gone through the process since March 2019.
- An ambition to move to some Examinations to be completed within 4 ½ months, so that applicants know the timescale and can work to that timetable, and not add in further issues to be resolved later on in the Examination.



Issues to Watch

- **Net Zero** – The rushed through amendment to the Climate Change Act committing the UK to reduce its carbon emissions by 100% by 2050 (from the 2010 baseline), upping it from the previously set target of an 80% reduction. *“Given that this change was rushed through in 4 weeks, think about where the UK will be in 12 months!”*
- **Biodiversity and Environmental Net Gain** – whilst the focus is currently on applying them to the town and country planning regime, the perception of NSIPs is already being affected.
- **Air Quality** – the current plan is being delivered, but Public Health England's announcement on research on the effect of small particles on health will further raise the bar.
- **Environmental Data** – developers need to be clear on the version of modelling they've used; what scenarios have been tested; and how they relate to the final Environmental Statement.
- The Environment Agency is taking a harder line on resilience and flooding.

The Inspectorate then gave some tips for smoother Examinations:

- Please give realistic submission forecast times.
- Provide evidence for all asserted agreements from the start.
- Agree modelling data prior to submission.
- Avoid the need for changes wherever possible.

Then **Charles Crawford (LDA Design)** talked about the **Oxford-Cambridge Arc**, including:

- The scale and scope of this economic development project.
- The need for a strategic arc-wide long-term approach
- The potential benefit of a National Policy Statement to give a long-term policy commitment and certainty from a co-ordinated approach to planning of Government infrastructure; confidence for infrastructure projects, business investors and communities; a framework for planning for local planning authorities; a material consideration for local (TCPA) planning decisions; and securing design, quality and environmental benefits.



Then the Conference heard from **Shadow Planning Minister Roberta Blackman Woods**, who talked about **Labour's Planning Commission** and the reasons for setting it up – namely, *'planning is not driving economic development AND communities are feeling locked out / disengaged.'*

She confirmed that the Commission's focus was mainly on the TCPA regime, and Labour will be looking at Planning Gain (Community Infrastructure Levy / S106).

Their proposals will be aimed at *'getting more land into the system'* and focus on place-making and making communities involved, and include the natural environmental and social infrastructure.

In respect of the NSIP regime, Labour:

- Is *'not going to be anti-development, but pro-development within certain parameters – place-making; green focus; and green industrial strategy – and focused on narrowing equality and creating value, and then developing policies to deliver these aims.'*
- *'Wants it to work in a different context, but are not intending to unravel the 2008 Planning Act,'* but
- Will be bringing a new set of proposals underpinned by values and purpose to serve local people, within which both regimes would work.
- Believes that *'the UK shouldn't ignore the positives of the NSIP regime'*, but there *'is a demographic deficit in the delivery of national infrastructure, and decisions on NSIPs need national debate and statements, with more focus on engaging the public.'*
- Is looking at different delivery bodies, including the role of Combined Authorities and Mayors, and the importance of national and regional tiers of government working together (and Lord Kerslake is undertaking work on the regions).
- Is considering possible grading of green belt land and how to incentivise transforming some brownfield land to become green belt open space.

Next, **MHCLG's Deputy Director, Planning Infrastructure, Jenny Preece** gave the **Government's view on infrastructure policy**, and started by congratulating NIPA on its Insights II Project Report and NIPA's commitment to identifying and sharing best practice. Highlights included confirmation of:

- **Amendments to the Community Infrastructure Levy** – On 4th June Government laid amendments to the CIL Regulations aimed at simplifying and providing more flexibility, fairness and transparency. The amendments were debated in Parliament on 27th June 2019 and will come into force on 1st September 2019.
- **Local Industrial Strategies** – are being developed by Local Enterprise Partnerships, with the first two already published, and a refresh of last year’s Northern Powerhouse Strategy.



- **Heathrow** – Jenny highlighted the value in forming a Strategic Planning Group to bring together the various key players, including local planning authorities, developers, statutory consultees and others, which had created rich engagement at the beginning and throughout the process, by creating understanding of the scheme, including by making it simple. She added that Heathrow was also creating a Community Compensation Fund.

Coming soon (subject to any change in focus from the new Ministerial team) ...

- **The Government Response to the National Infrastructure Assessment** – will be published alongside the Autumn Budget Statement. *N.B. Since this announcement, there have been indications that there may be a further delay to the Government Response.*
- **Green Paper on Planning** – Government will also publish a Green Paper on Planning, which, amongst other things, will respond to the Rosewell Review.
- **Energy White Paper** – will be published in late summer, and will set out a long-term view of developing the energy system up to 2050, to deliver the revised climate change goals and the UK’s Industrial Strategy.
- **Environmental Bill** – will be published later this year to deliver the commitments established in the 25 Year Environmental Plan, which include establishing an Office for Environmental Protection; further measures to deliver the Clean Air Strategy; improving waste management; and to mandate environmental net gain.

After lunch, delegates heard from:

Richard Turney, Landmark Chambers on the Tilbury 2 DCO Decision, who gave a useful insight into the lessons learnt, including:

Heritage – the focus needed to be on the assessment of actual impacts, with less focus on “off-setting” contributions, and the importance of ensuring a very clear explanation of the scheme benefits beyond the NPS.

Noise – the benefits of advancing alternatives and early engagement with affected local planning authorities and other key stakeholders.

Ecology – an extensive compensation scheme was required, and it needed to be secured early.

Habitats Regulations Assessment – prepare for a “no advice” position from Statutory Consultees, and press them on whether the IROPI (Imperative Reasons of Public Interest) stage needs to be engaged.

Richard Griffiths, Pinsent Masons gave a review of the **Energy National Policy Statements**, covering:

- The change in the mix of fuels and technologies since the Energy NPSs were designated (including largescale solar; storage; advanced nuclear technology).
- Context – the commitment to net zero emissions by 2050 has changed the policy context.
- There has been an increase in demand from 85GW to 113GW, which will increase further with the electrification of transport and heating.
- An unexpected review of EN-1 or the other NPSs will cause uncertainty, and so any review should be preceded by a Ministerial Statement to say how Development Consent Orders (DCOs) will be considered in the interim.
- Any review should consider thresholds and the amendment to the Climate Change Act 2008 target.

Robin Hutchinson and Rebecca Roffe, CMS provided an **Overview of the Environment Bill and the implications for NSIPs / DCOs**, concluding:

- The planned Environment Bill is designed to secure the principles of Article 191(2) of the Treaty on the Functioning of the European Union into UK law post Brexit – precaution; prevention; rectification at source; and the polluter pays.
- It builds on the 25 Year Environmental Plan, and will focus on improving air quality; improving and preserving the natural environment; improving waste management and water resource management, as well as mandating biodiversity net gain and possibly environmental net gain (given that the Draft Water Resources NPS already mentions environmental net gain).
- It will also establish the Office for Environmental Protection as an enforcer and monitorer of environmental standards and have a strategic focus on matters of national importance e.g. EIA or HRA.
- It doesn't currently cover climate change and greenhouses gases.
- In terms of NSIPs the precautionary principle, the HRA, and Habitats Regulations (in respect of the new round of offshore wind licensing) will all have a significant impact.

The final presentation of the day was from Keith Mitchell, the Head of NIPA's Insights II Project Management Board (as covered earlier in this newsletter.)

Development Consent Order Update

With thanks to NIPA's Board Chair Angus Walker and Board Director Julian Boswall, here is a short summary of recent developments in respect of DCO applications, including:

Humberside Power Station - On 11 April, VPI Immingham Ltd made a DCO application for a power station on Humberside, this being the first DCO application submitted only electronically.

This was closely followed by **Highways England's application for the A38 Derby Junctions project**, on 23 April.

These applications are part of a trial of electronic only applications by the Planning Inspectorate. Not only will no hard copy be needed when the application is made, but copies of the application will not need to be

deposited in libraries, as long as anyone who wants it has free electronic access to the online version of the application.

Currently, the Ministry of Housing, Communities and Local Government Application Form Guidance says at paragraph 11 'applicants are required to submit full applications in both electronic and hard copy formats', so this will need to be changed quickly.

Kemsley Paper Mill Project – On 5th July the Secretary of State for Business, Energy and Industrial Strategy granted a Development Consent Order (DCO) for the 73MW Kemsley Paper Mill Combined Heat and Power plant in Kent.

The application was made on 6th April 2018 and there was one inspector Kevin Gleeson. There were 8 relevant representations and 4 written representations (which is very low). In his summary of this consent Angus Walker noted that the [decision letter](#) states that there were a number of changes made to the Application during Examination, but the main change was an increase in the maximum height of the gas turbine building (via a non-material correction.)

Interestingly, on this occasion an amendment to the DCO was justified on the basis that it was 'consistent with similar provisions that have been included in Orders made by the Secretary of State recently in respect of other similar generating stations.' However, generally we are seeing Examining Authorities not accepting this type of precedent.

M25 / Junction 10 A3 Wisley Interchange project – promoted by Highways England, was accepted for Examination on 17th July. One of the 2014 Road Investment Strategy projects, it improves the junction, and is viewed as one of the key improvements to the Strategic Road Network for London and the South East, to allow free-flowing traffic in all directions. More information can be found [here](#).

Norfolk Boreas – This 1.8GW offshore wind farm project (94km north east of Great Yarmouth) and also associated infrastructure required to connect to the Necton National Grid substation in Norfolk is promoted by Norfolk Boreas Ltd (part of Vattenfall), and was accepted for Examination on 4th July 2019. More information can be found [here](#).

The Southampton to London Pipeline Project - aims to replace 90km of Esso Petroleum Company Limited's 105km aviation fuel pipeline that runs from Fawley Refinery near Southampton to Esso's West London Terminal Storage Facility in Hounslow. It was accepted for Examination on 11th June 2019 and more information can be found [here](#).

M4 corridor around Newport project - Whilst not a Development Consent Order project because the thresholds for DCOs are different in Wales, the recent decision by the Welsh government to refuse the M4 relief road around Newport in Wales is nevertheless interesting.

The application was made under the Highways Act 1980 and the Acquisition of Land Act 1981 for a 23km relief road for the M4 at Newport running to the south of the existing M4.

The [decision letter](#) issued by the First Minister of Wales, Mark Drakeford AM. The application was considered by two inspectors, Bill Wadrup and Aidan McCooney, who recommended approval, but the First Minister overturned their recommendation.

The Inspectors were persuaded by the need for the project, that consultation was an 'exemplar', and that the high cost (£1.4 billion) was justified by the benefits that they considered were understated. The main objection was that the new road would run across the Gwent Levels, which contain Sites of Special Scientific Interest. However, the inspectors were satisfied as to mitigation, given that Natural Resources

Wales said that the proposed mitigation was 'the best that it could be'. The impact on Newport Docks was subject to further mitigation to reduce it to minor.

Despite this the First Minister refused the application largely because the cabinet of the Welsh Government decided on 29 April 2019 not to fund the scheme. However, the First Minister went on to say he wouldn't have granted the orders even if the money had been forthcoming, as he gave more weight to the adverse impacts on ecology and heritage than the inspectors.

There can clearly be no suggestion of bias given that the application was refused, but it makes it a bit tricky to challenge the decision as the Welsh Government would be challenging itself.

The next DCO decision is not due until 2nd October, and it is for the Hornsea offshore windfarm project three, with a further five expected in the three weeks thereafter.

NIPA's Competition Law Compliance Policy

As previously circulated to Members, please note NIPA's Competition Law Compliance Policy, which has recently been approved by the NIPA Board, and which is designed to ensure that everyone involved in NIPA, complies with UK competition law. Members can log on for the original document.

Our policy applies to all Members, and stakeholders, when undertaking or participating in any NIPA activities. In particular, please read Appendix A, which provides guidance on what you should do to ensure compliance and what you shouldn't do during NIPA meetings or events.

Breach of competition law is very serious. Fines of up to 10% of an entity's worldwide turnover can be imposed, as well as exposure to third party damages. In the case of member organisations such as NIPA, a fine imposed on the Association may be calculated on the basis of the turnover of its Members; and so it is unlikely that the Association would have the resources to pay the fine in full. In such a case, the 'corporate veil' is lifted and the Members become liable for the Association's fine - and so it is important that you read through and comply with this Policy at all times when performing NIPA duties or involved in any NIPA-related activities.

If you have any queries regarding our Policy, or need any clarification in respect of any specific point arising, then please contact either NIPA Board Chair Angus Walker at anguswalker@bdbpitmans.com or NIPA Policy Adviser Jane Smith on 07836 668449 or at jane.smithassociates@yahoo.co.uk.

NIPA's Privacy Policy

Also for your general information, is NIPA's Privacy Policy - [see here](#), which sets out how NIPA uses any information we collect, receive and store about you or our stakeholders. Under data protection laws, including the EU General Data Protection Regulation ("GDPR"), NIPA is a "controller" of personal information collected through www.nipa-uk.org.uk (the "website"), and via direct emails / other correspondence.

NIPA also works with other data controllers including: Government departments, local authorities, Members' organisations, contractors and a range of other stakeholders, all of whom are required to comply with data protection laws.

NIPA's Data Protection Officer is Jane Smith (NIPA Policy Adviser). If you have any questions about how your personal data is used by NIPA or if you would like to update any of your information, you can email her at info@nipa-org.uk, or call 07836 668449.

NIPA Events Programme 2019

London

A NIPA Social / Networking evening is being planned for central London for early September – more details to follow.

Leeds

The NIPA Board have agreed to hold an event in Leeds, which **Squire Patton Boggs** have kindly agreed to host at their Leeds office in **September** - more details to follow.

NIPA Annual Dinner & NIPA Award 2019

As last year, the **NIPA Annual Dinner** will be held at the Brewery, Chiswell Street, London, on Thursday 21 November 2019 – the dinner is now sold out.

North West

A further event in the North West will be organised for later in the year.

NIPA Conference 2020

Next year's NIPA Conference will take place at Clifford Chance's London Office on Wednesday 24th June 2020.

Contact

Email: admin@nipa-uk.org

Website: www.nipa-uk.org

