

The Proposed Port Talbot Steelworks (Power Generation Enhancement) Order
PINS Reference: EN010062

Statement of Common Ground between

Tata Steel UK Limited

and

the City & County of Swansea

28th May 2015

1. INTRODUCTION

- 1.1 This document comprises a Statement of Common Ground ("SOCG") between the City & County of Swansea ("CCS") and Tata Steel UK Limited ("Tata") relating to the application ("the Application") for a Development Consent Order ("DCO") submitted to the Planning Inspectorate ("PINS") authorising the Port Talbot Steelworks Power Generation Enhancement Project.
- 1.2 The Application was submitted on 7th August 2014 and accepted by the Secretary of State for examination on 2nd September 2014.
- 1.3 For the purpose of this SOCG, Tata and CCS are jointly referred to as "the Parties". The purpose of this SOCG is to set out areas of agreement and any specific issues of disagreement between the parties. SoCGs are an established means in the planning process of allowing all parties to focus on specific issues that need to be addressed during the examination and are envisaged by Rule 8(e) of the Infrastructure Planning (Examination Procedure) Rules 2010. Additionally, SoCGs may be requested by the Examining Authority as a means of informing the examination of a DCO application. Preparation of this SOCG has been informed by discussions between the Parties.
- 1.4 The heading "It is agreed..." is used throughout this SoCG to identify areas that have been specifically agreed between the Applicant and CCS. The heading "It is not agreed..." is used to identify points that are not yet agreed. Points that are "not agreed" will be the subject of on-going discussion wherever possible to resolve or refine the extent of disagreement between the parties.
- 1.5 This SOCG relates to the matters agreed between the Parties in respect of the Application and is intended to give a clear position of the state and extent of agreement between the Parties as at the date on which this SOCG is signed and submitted to the Secretary of State.

2. THE PROJECT

- 2.1 Tata has applied to the Secretary of State under the Planning Act 2008 for a Development Consent Order to construct, operate and maintain a process gas-fired generating station (the Power Generation Plant) on land at the Port Talbot Steelworks, South Wales. The development that would be authorised by the proposed DCO includes:
- 2.1.1 up to two steam boilers and their associated stacks, boiler house and annexe bay;
- 2.1.2 a set of steam turbo-alternators and their associated condensers and turbine building;

- 2.1.3 a 66kV electricity substation within the steelworks site;
- 2.1.4 a 66kV electrical connection approximately 2.8km in length between the new substation and the existing onsite substation to connect the Power Generation Plant to the local electricity distribution network; and
- 2.1.5 extensions to the existing onsite pipe work to connect the Power Generation Plant to water, gas and compressed air supplies.

2.2 The above elements are collectively referred to as "the Project".

2.3 The site within which the Project is located is entirely within the administrative boundary of Neath Port Talbot County Borough Council ("NPTCBC").

2.4 It is AGREED that CCS is a Category "A" local authority for the purposes of the Planning Act 2008 (see section 102(7)).

3. THE ENVIRONMENTAL STATEMENT

3.1 The Environmental Statement (ES) submitted with the Application comprises document reference 6.01, 6.02, 6.03, and 6.04 of the Application.

3.2 The Parties are AGREED on all matters in relation to the adequacy and conclusions of the ES.

3.3 The methodology for the environmental impact assessment is set out in Chapter 2 of the ES which describes the approach taken for all topics (except to the extent described in the methodology section in each topic chapter).

3.4 The Parties AGREE that the approach of identifying and assessing a realistic worst case scenario from within the Project parameters is reasonable and appropriate and that the scenario assessed for each topic is appropriate.

3.5 It is AGREED that the ES forms a full and complete ES for the purposes of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2009 (the EIA Regulations).

3.6 It is AGREED that the main potential issues affecting the administrative area of CCS are restricted to the following:

- Socio-economic impacts;
- Landscape and visual impacts;
- Ecological impacts;
- Air quality impacts.

3.7 It is AGREED that the assessment content found in the ES which falls outside of the categories listed above at paragraph 3.6 will have no impact on the administrative area of CCS.

4. REGULATORY AND POLICY BACKGROUND

4.1 The Policy Framework information is set out in Chapter 4 of the ES and Chapter 4 of the Planning Statement (Document Reference 10.01).

- 4.2 The Planning Act 2008 (the "Act") provides that an application must be decided in accordance with any relevant national policy statement (NPS) unless certain exceptions set out in section 104 of the Act apply. NPSs EN-1, EN-2, EN-4 and EN-5 are relevant for the purposes of the Project.
- 4.3 The parties AGREE that the range of UK, Wales and local policy designations and evidence as set out in Chapter 4 of the Planning Statement (Document Reference 10.01) and Chapter 4 of the ES (Document Reference 6.0.2) are also of relevance.
- 4.4 The Parties AGREE that the Project has been developed with appropriate consultation with local communities.
- 4.5 The Parties AGREE that the site of the Power Generation Plant is previously-developed land allocated as 'white land' in the NPTCBC Unitary Development Plan (the UDP).
5. **CUMULATIVE EFFECTS**
- 5.1 The Parties AGREE that all reasonably foreseeable relevant schemes have been included in the assessment of cumulative impacts correct as at July 2014, and that the cumulative effects of these have been adequately considered.

6. MATTERS AGREED BETWEEN THE PARTIES

Socio-Economic Impacts

- 6.1 The Socio-Economics Assessment is contained in Chapter 12 of the ES.
- 6.2 The Parties AGREE that the Project will increase the competitiveness of the Port Talbot site and protect the long-term sustainability of the steel making industry in South Wales.
- 6.3 The Parties AGREE that the Project would provide a long-term moderate beneficial effect on the local and regional economy.
- 6.4 The Parties AGREE that the Project will give rise to a number of sustainable benefits, as set out in Chapter 12 of the ES (Document Reference 6.0.2), as well as throughout the remainder of the document.
- 6.5 The Parties AGREE that the Project will have significant socio-economic benefits.

Landscape and Visual Impacts

- 6.6 The Landscape and Visual Assessment is contained in Chapter 7 of the ES.

Methodology / Data Collection / Baseline

- 6.7 Information regarding the assessment methodology for the landscape and visual impact assessment is contained in Section 7.3 of the ES and information on the baseline is contained in Section 7.5 of the ES.
- 6.8 The Parties AGREE that the assessment methodology for the landscape and visual assessment is appropriate.

Assessment

- 6.9 The Parties AGREE that an adequate assessment of landscape and visual impacts has been undertaken.

Impacts

- 6.10 The Parties AGREE that the operational impact of the Project on the Gower Area of Outstanding Natural Beauty ("AONB") would not be significant.
- 6.11 The Parties AGREE that, in overall terms, the impacts of the Project on the sensitivity of Clyne Gardens, which is a Grade 1 Historic Park and Garden, would not be significant.
- 6.12 The Parties AGREE that the impacts of the Project on Seascape Unit No.46 Mumbles Head to Porthcawl Point (Swansea Bay) are not likely to be significant adverse.
- 6.13 Both Parties AGREE that the impacts of the Project on Seascape Unit No.45 Worms Head to Mumbles Head (South Gower) would not be significant.
- 6.14 Of the 18 assessed viewpoints in Chapter 7 of the ES, 5 are located within the administrative area of CCS. It is AGREED by both Parties that the impacts on the visual amenity from these 5 viewpoints would not be significant.
- 6.15 [The Parties AGREE that the supplementary information regarding visual impacts set out in Document ref. 10.6 is sufficient and that the revised maximum widths for the

cooling tower and the turbine hall set out in that document would not give rise to any new or different visual impacts to those described in the ES.]

Ecological Impacts

- 6.16 The Parties AGREE that there will not be any direct effect on ecological receptors in Swansea as a result of the Project.
- 6.17 The Parties AGREE that there will be no negative impacts on the shore of the administrative area of CCS as a result of heated water being discharged into the sea.

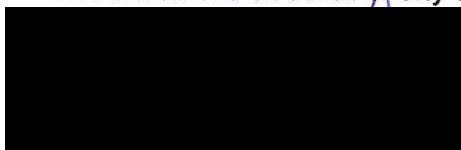
Air Quality

- 6.18 The Air Quality and Emissions information is contained within Chapter 5 of the ES.
- 6.19 The Parties AGREE that the Project would not result in any significant impacts on the air quality of the residents of CCS.

7. **MATTERS NOT AGREED**

- 7.1 The following section sets out a summary of those issues where CCS and the Applicant have not reached agreement.
- 7.2 The Parties are NOT AGREED as to CCS's request that the Applicant should sign up to the Beyond Bricks and Mortar initiative (BB&M).

SIGNED for and on behalf of **City & County of Swansea**



.....Signature 29/5/15Date

RICHARD J JONESName, Role
SMY AREA TEAM LEADER

SIGNED for and on behalf of **Tata Steel UK Limited**



.....Signature 4/6/15Date

G.W. SIMMS - PROSPECTName, Role
MANAGER