

Application by Millbrook Power Limited (“MPL”), dated 23 October 2017, for development consent under s37 of the Planning Act 2008 for a gas fired power generation plant of up to 299 MW, and associated development of gas and electrical connections

Statement of Common Ground

Statement of Common Ground between **Millbrook Power Limited** and **Bedford Borough Council**

April 2018

Revision	Date	Details
0	April 2018	Examination Version – Deadline 2



1. **INTRODUCTION**

Purpose of this Statement of Common Ground

1.1 This Statement of Common Ground ("SOCG") has been prepared by Millbrook Power Limited ("MPL") and Bedford Borough Council (BBC). For the purpose of this SOCG, MPL and BBC will jointly be referred to as "the Parties".

1.2 MPL has applied to the Secretary of State under the Planning Act 2008 for powers to construct, operate and maintain the Proposed Development which consists of:

1.2.1 A new Power Generation Plant in the form of an Open Cycle Gas Turbine (OCGT) peaking power generating station, fuelled by natural gas with a rated electrical output of up to 299 Megawatts (MW). This is the output of the generating station as a whole, measured at the terminals of the generating equipment. The Power Generation Plant comprises:

- a) Generating equipment including one Gas Turbine Generator with one exhaust gas flue stack and Balance of Plant (together referred to as the 'Generating Equipment'), which are located within the 'Generating Equipment Site';
- b) A new purpose built access road from Green Lane to the Generating Equipment Site (the 'Access Road or the 'Short Access Road'); and
- c) A temporary construction compound required during construction only (the 'Laydown Area');

1.2.2 A new gas connection to bring natural gas to the Generating Equipment from the National Transmission System (the 'Gas Connection'). This element incorporates an Above Ground Installation (AGI) at the point of connection to the National Transmission System; and

1.2.3 A new electrical connection to export power from the Generating Equipment to the National Grid Electricity Transmission System (NETS) (the 'Electrical Connection').

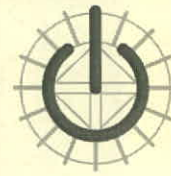
1.3 The project site within which the Proposed Development is located is within the administrative boundaries of BBC and Central Bedfordshire Council ("CBC").

1.4 Preparation of this SOCG has been informed by discussions between the Parties. The purpose of this SOCG is to set out agreed factual information about the Application.

1.5 It is intended that this SOCG will provide information to facilitate a smooth and efficient examination process.

1.6 This SOCG relates to the following topics which have been assessed in the Environmental Impact Assessment (EIA) presented in the Environmental Statement (ES) submitted with the DCO application (Examination Library Reference APP-033):

- Air Quality;
- Noise and Vibration;
- Landscape and Visual Impact;
- Traffic and Transport;
- Historic Environment;



- Socio-Economics; and
- Other Issues (such as health and waste).

1.7 In respect of Ecology, Water Quality and Recourses and Ground Conditions, BBC has reviewed the ES and considers that CBC is the appropriate local authority to comment on these topics as any effects will take place within CBC's administrative boundary. BBC therefore defers to CBC on these topics.

1.8 Overall this SOCG 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 APPLICATION

2.1 The Application for the Proposed Development was submitted on 23rd October 2017 and accepted by the Secretary of State on 20th November 2017. The Application was accompanied by an ES.

2.2 **It is agreed** that the ES forms the full and complete Environmental Statement for the purposes of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2009 (the EIA Regulations) and it is further agreed that the ES contains sufficient environmental information to enable the Secretary of State to make his determination.

2.3 It is understood that the Project falls under the EIA Regulations 2009 regime and not the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (EIA Regulations 2017) regime. In accordance with the transitional arrangements at Regulation 37 of the EIA Regulations 2017.

2.4 BBC at its planning committee meeting on 8 January 2018 resolved to raise no objection to the proposal.

3. MATTERS AGREED BETWEEN THE PARTIES

3.1 The Parties are AGREED on all matters, and in particular are AGREED on the points set out in this section (section 5).

3.2 In respect of the following ES chapters, **it is agreed** that the description of the topic is an appropriate basis upon which to produce the ES chapter, the legislation, policy and guidance considered to inform the assessment is appropriate and that each chapter contains an accurate record of consultation with BBC on that topic:

3.2.1 Air Quality (Chapter 6);

3.2.2 Noise and Vibration (Chapter 7);

3.2.3 Landscape and Visual (Chapter 11);

3.2.4 Traffic and Transport (Chapter 12);

3.2.5 Historic Environment (Chapter 13); and

3.2.6 Socio-economics (Chapter 14).

3.3 In respect of the ES chapters referred to in paragraph 3.2, **it is also agreed** that:



- 3.3.1 the topic specific realistic worst case scenario for assessment is considered appropriate for the robust assessment of the impacts arising from the Proposed Development;
- 3.3.2 the assessment methodology, including assumptions used, is considered appropriate;
- 3.3.3 the cumulative assessment methodology, including assumptions used, is considered appropriate;
- 3.3.4 the baseline information presented is considered appropriate; and
- 3.3.5 the results, analysis and conclusions of the field survey work are considered appropriate.

Air Quality

Air Quality: Assessment of Effects

- 3.4 The assessment of effects during construction and decommissioning for Air Quality is presented in Section 6.7 of the ES. The assessment of effects during construction and decommissioning presented is considered appropriate.
- 3.5 The assessment of effects during operation for Air Quality is presented in Section 6.7 of the ES. The assessment of effects during operation presented is considered appropriate.

Air Quality: Assessment of Cumulative and In-combination Effects

- 3.6 The assessment of cumulative effects for Air Quality is presented in Section 6.8 of the ES. The cumulative effects presented are considered appropriate.
- 3.7 The assessment of in-combination effects for Air Quality is presented in Section 6.8 of the ES. The in-combination effects presented are considered appropriate.

Air Quality: Detailed Mitigation Measures & Assessment of Residual Effects

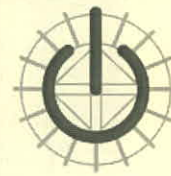
- 3.8 The mitigation measures and an assessment of Residual Effects for Air Quality are presented in Chapter 6 Section 6.9 and Chapter 6 Section 6.10 of the ES.
- 3.9 The measures are considered to be appropriate and adequate in terms of their nature and scale to address potential Air Quality effects.

Noise and Vibration

Noise and Vibration: Assessment of Effects

- 3.10 The assessment of effects during construction and decommissioning for Noise and Vibration is presented in Section 7.7 of the ES. The assessment of effects during construction and decommissioning presented is considered appropriate.
- 3.11 The assessment of effects during operation for Noise and Vibration is presented in Section 7.7 of the ES. The assessment of effects during operation presented is considered appropriate.

Noise and Vibration: Assessment of Cumulative and In-combination Effects



- 3.12 The assessment of cumulative effects for Noise and Vibration is presented in Section 7.8 of the ES. The cumulative effects presented are considered appropriate.
- 3.13 The assessment of in-combination effects for Noise and Vibration is presented in Section 7.8 of the ES. The in-combination effects presented are considered appropriate.

Noise and Vibration: Detailed Mitigation Measures & Assessment of Residual Effects

- 3.14 The mitigation measures and an assessment of Residual Effects for Noise and Vibration are presented in Chapter 7 Section 7.9 and Chapter 7 Section 7.10 of the ES.
- 3.15 The measures are considered to be appropriate and adequate in terms of their nature and scale to address potential Noise and Vibration effects.

Landscape and Visual

Landscape and Visual: Assessment of Effects

- 3.16 The assessment of effects during construction and decommissioning for Landscape and Visual is presented in Section 11.7 of the ES. The assessment of effects during construction and decommissioning presented is considered appropriate.
- 3.17 The assessment of effects during operation for Landscape and Visual is presented in Section 11.7 of the ES. The assessment of effects during operation presented is considered appropriate.

Landscape and Visual: Assessment of Cumulative and In-combination Effects

- 3.18 The assessment of cumulative effects for Landscape and Visual is presented in Section 11.8 of the ES. The cumulative effects presented are considered appropriate.
- 3.19 The assessment of in-combination effects for Landscape and Visual is presented in Section 11.8 of the ES. The in-combination effects presented are considered appropriate.

Landscape and Visual: Detailed Mitigation Measures & Assessment of Residual Effects

- 3.20 The mitigation measures and an assessment of Residual Effects for Landscape and Visual are presented in Section 11.9 and Section 11.10 of the ES.
- 3.21 The measures are considered to be appropriate and adequate in terms of their nature and scale to address potential Landscape and Visual effects.

Traffic and Transport

Traffic and Transport: Assessment of Effects

- 3.22 The assessment of effects during construction and decommissioning for Traffic and Transport is presented in Section 12.7 of the ES. The assessment of effects during construction and decommissioning presented is considered appropriate.



- 3.23 The assessment of effects during operation for Traffic and Transport is presented in Section 12.7 of the ES. The assessment of effects during operation presented is considered appropriate.

Traffic and Transport: Assessment of Cumulative and In-combination Effects

- 3.24 The assessment of cumulative effects for Traffic and Transport is presented in Section 12.8 of the ES. The cumulative effects presented are considered appropriate.
- 3.25 The assessment of in-combination effects for Traffic and Transport is presented in Section 12.8 of the ES. The in-combination effects presented are considered appropriate.

Traffic and Transport: Detailed Mitigation Measures & Assessment of Residual Effects

- 3.26 The mitigation measures and an assessment of Residual Effects for Traffic and Transport are presented in Section 12.9 and Chapter 12 Section 12.10 of the ES.
- 3.27 The measures are considered to be appropriate and adequate in terms of their nature and scale to address potential Traffic and Transport effects.

Historic Environment

- 3.28 Th BBC and MPL do not agree on the contribution of the setting of the chimneys to their significance as structures of architectural and historic interest. However, both parties ultimately agree that there will be no harm from the proposed development on the setting and significance of those structures.

Historic Environment: Assessment of Effects

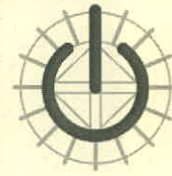
- 3.29 The assessment of effects during construction and decommissioning for Historic Environment is presented in Section 13.7 of the ES. The assessment of effects during construction and decommissioning presented is considered appropriate.
- 3.30 The assessment of effects during operation for Historic Environment is presented in Section 13.7 of the ES. The assessment of effects during operation presented is considered appropriate.

Historic Environment: Assessment of Cumulative and In-combination Effects

- 3.31 The assessment of cumulative effects for Historic Environment is presented in Section 13.8 of the ES. The cumulative effects presented are considered appropriate.
- 3.32 The assessment of in-combination effects for Historic Environment is presented in Section 13.8 of the ES. The in-combination effects presented are considered appropriate.

Historic Environment: Detailed Mitigation Measures & Assessment of Residual Effects

- 3.33 The mitigation measures and an assessment of Residual Effects for Historic Environment are presented in Section 13.9 and Section 13.10 of the ES.
- 3.34 The measures are considered to be appropriate and adequate in terms of their nature and scale to address potential Historic Environment effects.



Historic Environment: Assessment of Effects on Historic Features (APFP Regulations 2009)

- 3.35 The assessment of effects on historic features is presented in Section 13.12 of the ES.
- 3.36 The assessment is in accordance with The Infrastructure Planning (Applications: Prescribed Forms and Procedures) Regulations 2009 (as amended); the effects on historic features presented are considered appropriate.

3.37 **Socio-economics**

Socio-economics: Assessment of Effects

- 3.38 The assessment of effects during construction and decommissioning for Socio-economics is presented in Section 14.7 of the ES. The assessment of effects during construction and decommissioning presented is considered appropriate.
- 3.39 The assessment of effects during operation for Socio-economics is presented in Section 14.7 of the ES. The assessment of effects during operation presented is considered appropriate.

Socio-economics: Assessment of Cumulative and In-combination Effects

- 3.40 The assessment of cumulative effects for Socio-economics is presented in Section 14.8 of the ES. The cumulative effects presented are considered appropriate.
- 3.41 The assessment of in-combination effects for Socio-economics is presented in Section 14.8 of the ES. The in-combination effects presented are considered appropriate.

Socio-economics: Detailed Mitigation Measures & Assessment of Residual Effects

- 3.42 The mitigation measures and an assessment of Residual Effects for Socio-economics are presented in Section 14.9 and Section 14.10 of the ES.
- 3.43 The measures are considered to be appropriate and adequate in terms of their nature and scale to address potential Socio-economics effects.

Other Issues Considered

- 3.44 Chapter 15 of the ES describes the other issues which have been considered; and presents an assessment of those other issues.

Waste

- 3.45 Section 15.2 of the ES presents consideration given to likely effects of waste arising from the proposed development.
- 3.46 The conclusion that the Project will not result in any likely significant effects with respect to waste is considered appropriate.

Human Health

- 3.47 Section 15.3 of the ES presents consideration given to likely effects on human health arising from the proposed development.



3.48 The assessment presented with respect to potential effects on human health is considered appropriate.

Residential Amenity

3.49 Section 15.5 of the ES presents consideration given to likely effects on residential amenity arising from the proposed development.

3.50 The assessment presented with respect to potential effects on residential amenity is considered appropriate.

Draft Development Consent Order (DCO)

3.51 The Parties **are agreed** on the wording of the operative provisions of revision 1 of the draft DCO (Articles 1 -43) submitted by MPL at examination deadline 2.

3.52 The Parties **are agreed** on the wording of the requirements contained in Schedule 2 of revision1 of the draft DCO submitted by MPL at examination deadline 2 and the procedure for the discharge of requirements contained in Schedule 12 of the DCO.

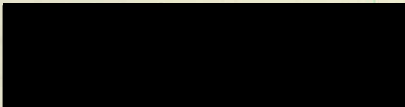
This SOCG is prepared jointly and agreed by the Parties:

Signed by)
For and on behalf of Millbrook Power Limited)



Date:.....12th April 2018

Signed by)
For and on behalf of Bedford Borough Council)



(Service Manager)

Date:.....12/4/18