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# West Burton C (Gas Fired Generating Station)

The West Burton C (Generating Station) Order

Land to the north of the West Burton B Power Station  
Nottinghamshire

## Statement of Common Ground


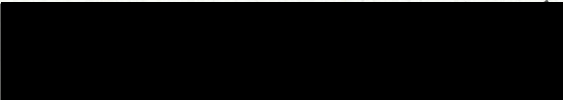
Between

- (1) EDF Energy (Thermal Generation) Limited
- (2) Lincolnshire County Council



Dated 14 November 2019

West Burton C (Gas Fired Generating Station)  
Statement of Common Ground between EDF Energy (Thermal Generation) Limited and Lincolnshire County Council  
PINS Ref: EN010088

Signed	
Name	Carly Vince
Position	Chief Planning Officer
For	EDF Energy (Thermal Generation) Limited
Date	15th November 2019
Signed	
Name	Neil McBride
Position	Head of Planning
For	Lincolnshire County Council
Date	<i>15<sup>th</sup> November 2019</i>

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## 1.0 INTRODUCTION

### Overview

- 1.1 This Statement of Common Ground (SoCG) has been prepared in relation to an application for a development consent order (the Application) submitted by EDF Energy (Thermal Generation) Limited (the Applicant) to the Secretary of State for Business, Energy and Industrial Strategy (BEIS) under Section 37 of the Planning Act 2008 (2008 Act).
- 1.2 The Application seeks consent to construct, operate (including maintenance) and decommission a gas fired generating station of up to 299 megawatts (MW) of electrical generation capacity (the Proposed Development) at the existing West Burton Power Station site near Gainsborough, Nottinghamshire.

### Purpose of this SoCG

- 1.3 This SoCG has been prepared jointly by the Applicant and Lincolnshire County Council (LCC), jointly referred to as 'the Parties'. It has been informed by a series of meetings and discussions between the Parties.
- 1.4 This SoCG sets out agreed factual information about the Application and matters on which the Parties are agreed, to reflect the statutory duty and other topics of interest to LCC. There are no outstanding areas of disagreement.
- 1.5 This SoCG is intended to provide a clear position on the extent of agreement between the Parties to facilitate an efficient examination process.

### The Application

- 1.6 The Application was submitted on 30<sup>th</sup> April 2019 and accepted for examination on 23<sup>rd</sup> May 2019. The Application was accompanied by an Environmental Statement (ES) (**Application Document Ref. 5.1 and 5.2**) associated reports (**Section 4**), additional information (**Section 6**) and other documents (**Section 7**) which are referenced within the ES.
- 1.7 It is agreed that the ES forms the full and complete Environmental Impact Assessment (EIA) for the purposes of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2009, as amended ('the 2009 EIA Regulations').

### The Site

- 1.8 The Proposed Development site (the Site) is located within the boundary of the existing West Burton Power Station site, near Gainsborough, Nottinghamshire. The existing Power Station site encompasses two power stations, West Burton A (WBA) and West Burton B (WBB), owned and operated by the Applicant. The Proposed Development would be located north of the existing WBB Power Station.

- 1.9 The Site covers an area of approximately 32.8 hectares (ha) and falls within the administrative area of Bassetlaw District Council (BDC), close to the border of West Lindsey District Council (WLDC).

### The Proposed Development

- 1.10 The Proposed Development comprises the construction, operation (including maintenance) and decommissioning of a gas fired generating station with a gross electrical output of up to 299MW and associated buildings, structures and plant.

## 2.0 CONSULTATION WITH LINCOLNSHIRE COUNTY COUNCIL

2.1 The consultation that has taken place with LCC prior to submission of the Application is presented in **Table 2.1**. The Applicant engaged with LCC on the development proposals during the pre-application process, both through non-statutory engagement and statutory consultation carried out pursuant to Section 42 of the 2008 Act.

**Table 2.1: Consultation with the LCC**

Date	Details
June 2017	<p>The Applicant issued a draft of the Statement of Community Consultation (SoCC) to LCC on 7 June 2017 and requested feedback by 6 July 2017.</p> <p>LCC responded to the SoCC consultation on 15 June 2017.</p>
July – August 2017	<p>LCC was consulted on the proposed scope of the Transport Assessment to accompany the Application and confirmed on 16 August 2017 that they were content with the content of the Transport Scoping Report.</p> <p>LCC was consulted on the selection of representative viewpoints to be used in the landscape and visual amenity assessment on 6 July 2017. LCC did not provide a written response to the consultation.</p>
September – October 2017	<p>LCC was consulted as part of the statutory consultation process. LCC did not provide a written response to the consultation.</p>
September – November 2017	<p>The draft application documents were provided to LCC on 22 September 2017, with comments requested by 17 November 2017.</p> <p>LCC provided comments on 16<sup>th</sup> November 2017 confirming that they had reviewed the documents and had no concerns over the proposals and related assessments, but requested some minor changes to the wording of the draft DCO requirements. A copy of LCC's response is provided in <b>Appendix 2.1</b>. The requirements were updated by the Applicant to reflect the requested changes.</p>
March 2019	<p>The project was temporarily put on hold in 2018 and then remobilised in January 2019. The Applicant subsequently wrote to LCC on 13 March 2019 to notify</p>

Date	Details
	of the Applicant's intention to submit the Application and requested engagement. Copies of the draft DCO and relevant Application documents were provided for comment.
April 2019	<p>A meeting (telecon) was held on 2 April 2019 to discuss the Proposed Development, any queries arising following review of the draft DCO and Application documents, the examination process and the preparation of a SoCG.</p> <p>LCC provided comments on 12 April 2019 in relation to the Outline Written Scheme of Investigation (OWSI) in <b>Application Document Ref. 7.9</b>.</p> <p>The Application was submitted in April 2019 and accompanied by the Consultation Report (<b>Application Document Ref. 4.1</b>), which explained how the Applicant sought to address previous comments from LCC.</p>

### 3.0 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 **Table 3.1**.

**Table 3.1: Matters Agreed between the Applicant and LCC**

Topic	Matters Agreed
Consultation	<p>A summary of pre-application consultation is contained in the Consultation Report (<b>Application Document Ref. 4.1</b>), ES Volume I (<b>Application Document Ref. 5.2</b>) and in Section 2 of this SoCG.</p> <p>It is agreed that the consultation summary provides an accurate record of consultation with the LCC on matters to date.</p>
General	<p>The Parties are agreed that the ES Volumes I and II (<b>Application Document Ref. 5.2</b>) provide a satisfactory assessment of the Proposed Development effects.</p>
Traffic and Transport	<p>It is agreed that the approach taken by the Applicant to assess the effects relating to traffic and transport for the Proposed Development set out in Section 7: Traffic and Transport and Appendix 7A: Transport Assessment of ES Volumes I-II (<b>Application Document Ref. 5.2</b>) is appropriate (including methodology, baseline data, assumptions, approach to junction modelling and data analysis).</p> <p>It is agreed that the residual effects of construction traffic related to the Proposed Development on all road sections and junctions are anticipated to be negligible and thus not significant. Notwithstanding this, the Applicant proposes to incorporate a range of good practice mitigation measures during the construction phase to minimise traffic impacts upon local highways. This includes the provision of a Framework Construction Traffic Management Plan and Framework Construction Workers' Travel Plan (<b>Application Document Ref. 7.6</b> and <b>7.7</b> respectively) which the appointed contractor would be required to take account of in preparing a Construction Traffic and Routing Management Plan and Travel Plan for construction staff. It is agreed that these measures are appropriately secured by <b>Application Document Ref. 2.1: Draft DCO</b> (Requirements 17 and 18) to ensure that the Proposed Development would not result in unacceptable impacts in traffic and transportation terms, including upon the local highway network.</p>



Topic	Matters Agreed
Noise and Vibration	LCC is content with the proposed measures for the control of noise to ensure that the noise rating level is no greater than +5dB above the representative background sound level at each noise sensitive receptor. It is also agreed that this is appropriately secured through Requirement 21 of the draft DCO ( <b>Application Document Ref. 2.1</b> ).
Landscape and Visual impact assessment	The Parties agree that the viewpoints used within the Landscape and Visual Impact Assessment, contained in Chapter 10: Landscape and Visual Impact Assessment accompanying Figures 10.6–10.20 and the photomontages presented as Figures 10.21–10.40 of ES Volume III ( <b>Application Document Ref. 5.2</b> ) are suitable and appropriate and that Appendix 10A: LVIA Methodology which sets out the approach used accords with best practice for the assessment of landscape and visual amenity effects. It is therefore agreed that the landscape and visual effects associated with the Proposed Development are acceptable.
Draft DCO	<p>The Parties are agreed on the wording of the following requirements contained in Schedule 2 of the draft DCO and the procedure for the discharge of requirements contained in Schedule 3:</p> <p>3. Notice of commencement and completion of commissioning;</p> <p><i>—(2) Notice of the intended commissioning of the authorised development must be given to the relevant planning authority, Nottinghamshire County Council, Lincolnshire County Council and West Lindsey District Council prior to such commencement and in any event not less than 7 (seven) days from the date that commissioning is commenced.</i></p> <p><i>Notice of the intended completion of commissioning of the authorised development must be given to the relevant planning authority where practicable prior to such completion and in any event within seven days from the date that commissioning is completed.</i></p> <p>6. Landscaping and biodiversity management and enhancement;</p> <p><i>6.—(1) In relation to Work No. 1, Work No. 2 and Work No. 4, no development must be commenced until a landscaping and biodiversity management and enhancement plan,</i></p>

Topic	Matters Agreed
	<p><i>where relevant for that Work, has been submitted to and, after consultation with the Environment Agency, Natural England, Lincolnshire County Council, Nottinghamshire County Council and West Lindsey District Council, approved by the relevant planning authority.</i></p> <p><i>The plan submitted and approved must include details of—</i>  <i>measures to protect, manage and enhance existing shrub and tree planting that is to be retained;</i>  <i>biodiversity and habitat mitigation and impact avoidance;</i>  <i>an implementation timetable; and</i>  <i>maintenance and management, including a landscaping maintenance plan incorporating measures to protect, manage and enhance all shrub and tree planting.</i></p> <p><i>The plan submitted and approved must be in accordance with the landscaping and biodiversity management and enhancement plan unless otherwise agreed with the relevant planning authority.</i></p> <p><i>The plan must be implemented prior to commissioning and maintained as approved unless otherwise agreed with the relevant planning authority.</i></p> <p><i>Any shrub or tree planted as part of the approved plan that, within a period of five years after planting, is removed, dies or becomes, in the opinion of the relevant planning authority, seriously damaged or diseased, must be replaced in the first available planting season with a specimen of the same species and size as that originally planted unless otherwise agreed with the relevant planning authority.</i></p> <p><b>17. Construction traffic and routing management plan;</b></p> <p><i>17.—(1) No stage of the authorised development must commence until a written construction traffic and routing management plan has been submitted to and, after consultation with Highways England, the highway authority, Lincolnshire County Council and West Lindsey District Council and approved by the relevant planning authority.</i></p> <p><i>The plan submitted and approved must be in accordance with the principles set out in the framework construction transport management plan.</i></p> <p><i>The plan submitted and approved must include—</i>  <i>details of the routes to be used for the delivery of construction materials and any temporary signage to</i></p>

Topic	Matters Agreed
	<p><i>identify routes and promote their safe use, including details of the access points to the construction site to be used by light goods vehicles and heavy goods vehicles;</i></p> <p><i>details of the routing strategy and procedures for the notification and conveyance of abnormal indivisible loads, including agreed routes, the numbers of abnormal loads to be delivered by road and measures to mitigate traffic impact;</i></p> <p><i>the construction programme; and</i></p> <p><i>any necessary measures for the temporary protection of carriageway surfaces, the protection of statutory undertakers' plant and equipment and any temporary removal of street furniture.</i></p> <p><i>Notices must be erected and maintained throughout the period of construction at every entrance to and exit from the construction site, indicating to drivers the approved routes for traffic entering and leaving the construction site.</i></p> <p><i>The plan must be implemented as approved unless otherwise agreed with the relevant planning authority in consultation with Highways England and the highway authority.</i></p> <p>24. Local liaison committee; and</p> <p><i>24.—(1) The authorised development must not commence until the undertaker has established a committee to liaise with local residents and local organisations about matters relating to the authorised development (a 'local liaison committee').</i></p> <p><i>The local liaison committee must include representatives of the undertaker.</i></p> <p><i>The undertaker must invite the relevant planning authority, Lincolnshire County Council, Nottinghamshire County Council, West Lindsey District Council, and other relevant interest groups as agreed with the relevant planning authority, to nominate representatives to join the local liaison committee.</i></p> <p><i>The undertaker must provide a full secretariat service and supply an appropriate venue.</i></p> <p><i>The local liaison committee must meet every quarter, starting in the month prior to commencement of the authorised development, until the completion of</i></p>

Topic	Matters Agreed
	<p><i>construction, testing and commissioning works unless otherwise agreed in writing by the majority of the members of the local liaison committee.</i></p> <p><i>During the operation of the authorised development, the local liaison committee must meet once a year unless otherwise agreed in writing by the majority of the members of the local liaison committee.</i></p> <p>25. Employment, skills and training plan.</p> <p><i>—(2) No part of the authorised development must commence until a plan detailing arrangements to promote employment, skills and training development opportunities for local residents during construction of the authorised development has been submitted to and, after consultation with Lincolnshire County Council and Nottinghamshire County Council, approved by the relevant planning authority.</i></p> <p><i>The approved plan must be implemented and maintained during the construction of the authorised development unless otherwise agreed by the relevant planning authority.</i></p> <p>No changes are sought in relation to the draft DCO; and the Council is satisfied with the wording of the draft requirements, including those in which it is a named consulted.</p>

## **4.0 MATTERS TO BE AGREED**

4.1 The Parties confirm that there are no outstanding matters to be agreed.

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## **Appendix 2.1: Lincolnshire County Council Informal Consultation Response**

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**From:** [Vince Carly](#)  
**To:** [Fawdon Hannah](#)  
**Subject:** FW: West Burton C Power Station Development - Informal Consultation on Draft Development Consent Order  
**Date:** 17 November 2017 14:31:50

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**Carly Vince**  
**Chief Planning Officer**

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**From:** Neil McBride [mailto:Neil.McBride@lincolnshire.gov.uk]  
**Sent:** 16 November 2017 10:51  
**To:** Vince Carly <[carly.vince@edf-energy.com](mailto:carly.vince@edf-energy.com)>  
**Subject:** West Burton C Power Station Development - Informal Consultation on Draft Development Consent Order

Dear Carly,

Further to your letter dated 22 September 2017 and our meeting dated 9<sup>th</sup> November to discuss the above I confirm that having reviewed the draft DCO, Explanatory Memorandum and Works Plans that the Council's comments only relate to the following draft requirements within Schedule 2 of the draft DCO.

- Requirement 6 – Lincolnshire County Council incorporated as a prescribed consultee for the discharge of Requirement 6;
- Requirement 21 – A minimum notice period for notification of exceptional working days and hours;
- Requirement 28 – To ensure Lincolnshire residents have an opportunity of being represented on the local liaison Committee, to include a reference to Lincolnshire County Council or West Lindsey District Council in agreeing the methodology and approval for the local liaison group in the Requirement of 28; and
- Requirement 29 – Lincolnshire County Council to be referenced in Requirement 29.

I confirm that Lincolnshire County Council do not wish to make any comments in respect of the Draft Application Plans or Memorandum of Understanding.

I hope this is helpful to you but should you wish to discuss any of the above further please let me know.

Kind regards

Neil McBride

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