

The Drax Power (Generating Stations) Order

Land at, and in the vicinity of, Drax Power Station, near Selby, North Yorkshire

Schedule of Negotiations

(Submitted for Deadline 2)



The Planning Act 2008
The Infrastructure Planning (Applications: Prescribed Forms and Procedure)
Regulations 2009 - Regulation 5(2)(q)

Drax Power Limited

Drax Repower Project

Applicant: DRAX POWER LIMITED

Date: November 2018

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Table of negotiations in relation to land in respect of which powers of compulsory acquisition of land and rights are being sought, and land in respect of which temporary possession is sought – Update & submitted at Deadline 2 (8 November 2018)

Plot Number		Powers sought	Reason for acquisition or possession	Owner / Lessee / Tenant / Occupier and status of negotiation
Down Ctation City and Carbon continue readings are seen				

Power Station Site and Carbon capture readiness reserve space

3, 6, 7	3, 9A, 10, 11, 12B, 13	Plot 3 - extinguish private rights Plot 6 - compulsory acquisition to acquire the leasehold (in relation to the unknown interest) Plot 7 - extinguish private rights	 Plot 3 9A: Temporary construction laydown area 10: Carbon capture reserve space 11: Retained and enhanced landscaping Plot 6 3: Up to two Battery Storage Facilities 9A: Temporary construction laydown area 12B: Decommissioning and demolition of sludge lagoons and construction of replacement lagoons 13: Removal of existing 132kV overhead line and pylons Plot 7 10A: Carbon capture readiness reserve space 10C: Landscaping 11: Retained and enhanced landscaping 	The Applicant owns these plots and there are no identified tenants/occupiers on these plots - hence no agreements are being sought. There is an unknown interest in Plot 6 and the Applicant is diligently continuing to identify that person. In addition, the occupiers that occupy Plot 2 also have a right of access over Plot 7. The extinguishment of this right of access has formed part of the discussions between the Applicant and the occupiers that are referenced in the row below for Plot 2.
2	1, 2, 3, 4, 8, 9A, 10A,	Compulsory acquisition to	 1: Generating Station Unit X 2: Generating Station Unit Y 3: Up to two Battery Storage Facilities 	Cool and Heat Limited; Costain Group; Crowle Wharf Engineers Limited; Denman Instrumentation Limited; Doosan Babcock;



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	11, 12 and 13	acquire the leasehold	 4: Up to two Gas Insulated Switchgear banking buildings 8: Electrical Connection 9A: Temporary construction laydown area 10A: Carbon capture readiness reserve space 11: Retained and enhanced landscaping 12: Decommissioning and demolition of sludge lagoons and construction of replacement lagoons 13: Removal of existing 132kV overhead line and pylons 	East Midlands Instrument Limited; Grantfen Fire & Security Limited; Hamworthy Combustion Engineering Limited; Hertel UK Limited; Lodge Environmental Solutions Limited; Philford Design Engineers Limited; Protect Fire Detection Plc; Rotork Plc; Schenck Process (Clyde) Limited; Severn Unival; Siemens Plc; Specialist Power Engineering Contracts Limited; TEI Limited; WS Atkins Limited; Xylem Water Solutions UK Limited
				All of these companies provide services to the Applicant through services agreements. The services agreement enables each company to occupy parts of Plot 2. Given the potential for the services agreement to establish a landlord and tenant arrangement between the Applicant and the company, each company has been identified as having a Category 1 interest.
				The Applicant has been in discussions with each company regarding the need to relocate each company to another area within the Existing Drax Power Station Complex since before the service of the section 42 statutory consultation letters in January 2018. Since then, the Applicant has continued those discussions and will continue to do so as part of both the services agreement and as part of the Planning Act 2008 process. To



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				date, outstanding comments from these contractors are of a relatively minor nature.
4	9A and 10A	Compulsory acquisition to acquire the leasehold	9A: Temporary construction laydown area 10A: Carbon capture readiness reserve space	Mr Nunns occupies Plot 4 under a licence that expires on 30 November 2018. The Applicant is currently in discussions with Mr Nunns regarding an extension to this licence. Accordingly, Mr Nunns may continue to be a Category 1 party after 30 November 2018 and is therefore being treated by the Applicant as though he will remain as a Category 1 party. If the licence is extended, it is intended to be on a short-term basis and be terminable by the Applicant on short notice. Summary: Discussions ongoing.
5	8 and 13	Compulsory acquisition to acquire only new rights	8: Electrical Connection13: Removal of existing 132kV overhead line and pylons	National Grid Electricity Transmission Plc The Proposed Scheme will connect into NGET's substation, which is within the Existing Drax



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				Power Station Complex. The Applicant is in active discussions with NGET regarding its substation, with a view to entering into Protective Provisions and a side agreement (as necessary).
				Summary: Discussions ongoing.
8, 10, 13, 15	9B, 10 and 11	Plot 8 - compulsory acquisition to acquire the leasehold Plot 10 - compulsory acquisition to acquire the leasehold Plots 13 and 15 - compulsory acquisition to acquire the leasehold	 10B: Diversion of PROW 11: Retained and enhanced landscaping Plots 13 and 15 9B: Temporary construction laydown 10A: Carbon capture readiness reserve 	David Watson and Richard Watson (as partners in I.D. Watson Farmers) The Applicant, to facilitate access for engineering and environmental surveys has, since October 2017, engaged with the leaseholders to gain access. Voluntary access arrangements were secured to enable survey work to be undertaken. Regarding the permanent acquisition of the land, the Applicant and the leaseholders have been in active discussions since March 2018, following which there have been various meetings, discussions and exchanges of correspondence regarding partial surrender of the lease and payment of compensation.
				An offer was made to, but not accepted by, Mr Richard Watson (copies of correspondence have been sent to Mr David Watson, however,



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				negotiations have been led by Mr Richard Watson), on 14 September 2018. Negotiations have continued since that time, with the parties meeting most recently to discuss issues related to the proposed acquisition on 18 October 2018. Whilst agreement has not yet been reached, discussions are continuing.
				If Heads of Terms are agreed, they will be submitted to solicitors to document the agreed position.
				It is noted that Mr Watson is in support of the Proposed Scheme, as he confirmed to the Examination Authority at the Open Floor Hearing on 4 October 2018.
				Summary: Heads of Terms for plots under discussion.

Pipeline Area

9,	9a,	1C,	1D,	Plots 9 and	9b -	Plots 9 and 9b	Kate Bingley
9b, 12, 25, 27, 2	11, 18, 26, 28	2C, 2I 7	O, 5,	compulsory acquisition acquire freehold	to the	 1C: Gas Pipeline connecting Work No. 1A to Work No. 5 1D: General infrastructure required for Work Nos 1A-1C 2C: Gas Pipeline connecting Work No. 2A to Work No. 5 	The Applicant has been in discussions with Ms Bingley's agent, Mr Townend, since late August / early September 2018, when the Applicant first



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		Plot 9a - compulsory acquisition to acquire only new rights	 2D: General infrastructure required for Work Nos 2A-2C 5: GRF 7: Gas Pipeline Plot 9a	learnt of the "gift" of some plots from Mr John Neville Stones to Ms Bingley. Heads of Terms were issued to Mr Townend on 18 September 2018 in respect of (1) the
		Plot 11 - take temporary possession Plot 12 - compulsory acquisition to acquire only new rights	 1C: Gas Pipeline connecting Work No. 1A to Work No. 5 1D: General infrastructure required for Work Nos 1A-1C 2C: Gas Pipeline connecting Work No. 2A to Work No. 5 2D: General infrastructure required for Work Nos 2A-2C 	permanent acquisition of land, (2) securing the necessary rights and (3) securing temporary possession. A response was received from Mr Townend on 26 September 2018, and further revised Heads of Terms were issued to Mr Townend on 2 October 2018. Heads of Terms signed by Ms Bingley recording agreement between the parties were received by the Applicant's agent on 8 October 2018.
		Plot 18 - compulsory acquisition to acquire only new rights Plots 26 and 28 - take temporary possession	 7B: Temporary construction laydown Plot 12 1C: Gas Pipeline connecting Work No. 1A to Work No. 5 1D: General infrastructure required for Work Nos 1A-1C 2C: Gas Pipeline connecting Work No. 2A to Work No. 5 2D: General infrastructure required for Work Nos 2A-2C 5: GRF 7: Gas Pipeline 	The Applicant's solicitors have drafted the relevant contractual documents to document the agreement and provided these to Ms Bingley's solicitors on 8 October 2018. The agreements are expected to be concluded prior to the end of the Examination. Following confirmation of Ms Bingley's registered title, updated plans were sent to Mr Townend on 4 November 2018. Summary: Heads of Terms for the Plots agreed and signed.



Plot Number	Work Number	Powers sought	Reason for acquisition or possession	Owner / Lessee / Tenant / Occupier and status of negotiation
		Plots 25 and 27 – compulsory acquisition to acquire only new rights	Plot 18 Temporary construction laydown Plots 25, 27 Temporary construction laydown	
19, 21, 24, 32, 33, 35, 37, 41, 42, 43, 44, 45	7	Plots 19, 21, 32, 35, 41, 44, 45 - take temporary possession Plots 24, 33, 37, 42, 43 - compulsory acquisition to acquire only new rights	Plots 19, 21, 32, 35, 41, 44, 45 • 7B – Temporary construction laydown Plots 24, 33, 37, 42, 43 • 7 – Gas Pipeline	John Neville Stones (trading as R. Stones & Son) The Applicant, to facilitate access for engineering and environmental surveys has since October 2017, engaged with the landowner to gain access. Voluntary access arrangements were secured to enable survey work to be undertaken. Regarding (1) securing the necessary rights over plots and (2) securing the temporary possession of plots, the Applicant and the landowners have been in active discussions since March 2018.



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				Meetings were held with the Applicant and Mr Townend on 29 March 2018, 19 April 2018 and 17 August 2018.
				Heads of Terms were originally issued to Mr Townend on 27 July 2018 and following the gifting of land to Ms Bingley, revised Heads of Terms were issued to Mr Townend on 18 September 2018 to reflect this. A response was received from Mr Townend on 26 September 2018, and further revised Heads of Terms were issued to Mr Townend on 2 October 2018.
				Heads of Terms signed by Mr Stones recording agreement between the parties were received by the Applicant's agent on 8 October 2018.
				The Applicant's solicitors have drafted the relevant contractual documents to document the agreement and provided these to Mr Stones' solicitors on 8 October 2018 (with separate documentation in relation to one plot being sent to Mr Stones' solicitors on 26 October 2018). The agreements are expected to be concluded prior to the end of the Examination.



Plot Number	Work Number	Powers sought	Reason for acquisition or possession	Owner / Lessee / Tenant / Occupier and status of negotiation
				Following confirmation of Ms Bingley's registered title, updated plans were sent to Mr Townend on 4 November.
				Summary : Heads of Terms for the Plots agreed and signed.
9, 9b, 11, 12, 19, 21,	1C-D, 2C- D, 5, 6, 7, 14	Plots 9, 9b – compulsory acquisition to	Plots 9 and 9b 1C: Gas Pipeline connecting Work No. 1A	Paul Cooper Gwendoline Cooper (as partners in E.P.Cooper & Sons)
24, 25, 26, 27, 28, 32, 33, 35, 41, 42, 45, 49,		acquire the leasehold Plot 11 - take temporary	 to Work No. 5 1D: General infrastructure required for Work Nos 1A-1C 2C: Gas Pipeline connecting Work No. 2A to Work No. 5 2D: General infrastructure required for Work Nos 2A-2C 	The Applicant, to facilitate access for engineering and environmental surveys has, since October 2017, engaged with Mr and Mrs Cooper to gain access. Voluntary access arrangements were secured to enable survey work to be undertaken.
50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 64, 65, 66, 67		Plot 12 - compulsory acquisition to acquire only new rights	 5: GRF 7: Gas Pipeline Plot 11 7B: Temporary construction laydown Plot 12	Regarding (1) the permanent acquisition of various plots, (2) securing the necessary rights over plots and (3) securing the temporary possession of plots, the Applicant and Mr and Mrs Cooper have been in active discussions since March 2018.
		Plots 19, 21, 26, 28, 32, 35, 41, 45, 51, 52, 53, 54, 55 -	 1C: Gas Pipeline connecting Work No. 1A to Work No. 5 1D: General infrastructure required for Work Nos 1A-1C 	The Applicant met with the Coopers on 28 March 2018, 10 May 2018, and 17 August 2018.



Plot Number	Work Number	Powers sought	Reason for acquisition or possession	Owner / Lessee / Tenant / Occupier and status of negotiation
		take temporary possession Plots 24, 25, 27, 33, 42, 49, 50, 56, 58, 59	 2C: Gas Pipeline connecting Work No. 2A to Work No. 5 2D: General infrastructure required for Work Nos 2A-2C 5: GRF 7: Gas Pipeline 	Further correspondence was exchanged during September and October 2018, and most recently, heads of terms recording the agreement between the parties were submitted to Mr and Mrs Cooper on 4 October 2018. Following comments from Mr Cooper on 12 October, further revised Heads of Terms were
		compulsory acquisition to acquire only new	Plots 19, 21, 26, 28, 32, 35, 41, 45, 51, 52, 53, 54, 55	issued on 16 October 2018. Although agreement to the heads of terms was confirmed
		rights	7B: Temporary construction laydown	on 17 October 2018, some further queries on the terms were raised by the Coopers on 30 October 2018. The Applicant is responding to
		Plot 57 - compulsory acquisition to	Plots 24, 25, 27, 33, 42, 49, 50, 56, 58, 59 7: Gas Pipeline	the further enquiries and it is expected that heads of terms will be agreed shortly.
		acquisition to acquire the freehold	Plot 57 • 6A: GRF (MOC) • 6B: GRF (PIG)	The Applicant's solicitors have drafted the relevant contractual documents to document the expected agreement and provided these to the Cooper's solicitors on 8 October 2018 (with
		Plot 60 - take temporary possession	6D: Temporary construction laydown 7: Gas Pipeline	separate documentation in relation to one plot being sent to the Cooper's solicitors on 26 October 2018). The agreements are expected to be concluded prior to the end of the
			Plot 60	Examination.
		Plot 61 & 65 - compulsory acquisition to acquire only new rights	 6C: Temporary construction laydown 6D: Temporary construction laydown and access 7B: Temporary construction laydown 	Summary : Heads of Terms for the Plots agreed, but not yet signed.
		Plot 62 - compulsory	Plot 61	



Plot Number	Work Number	Powers sought	Reason for acquisition or possession	Owner / Lessee / Tenant / Occupier and status of negotiation
		acquisition to acquire the freehold	 6D: Temporary construction laydown and access 7A: Gas Pipeline (landscaping) 	
		Plot 64 - take temporary possession Plot 66 - compulsory acquisition to acquire only new rights Plot 67 - compulsory acquisition to acquire only new rights	 Plots 62 6A: GRF (MOC access) 6D: Temporary construction laydown and access 7B: Temporary construction laydown Plots 65 6A: GRF (MOC access) 6D: Temporary construction laydown and access 7B: Temporary construction laydown Plot 64 14: Rusholme Lane passing place Plot 66 6B: GRF (PIG) 7B: Temporary construction laydown Plot 67 6D: Temporary construction laydown and access 7A: Gas Pipeline (landscaping) 	



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9a	1C-D, 2C- D	Compulsory acquisition to acquire only new rights	 1C: Gas Pipeline connecting Work No. 1A to Work No. 5 1D: General infrastructure required for Work Nos 1A-1C 2C: Gas Pipeline connecting Work No. 2A to Work No. 5 2D: General infrastructure required for Work Nos 2A-2C 	National Grid Electricity Transmission Plc The Proposed Scheme will connect into NGET's substation, which is within the Existing Drax Power Station Complex. The Applicant is in active discussions with NGET regarding its substation, with a view to entering into Protective Provisions and a side agreement (as necessary). Summary: Discussions ongoing.
9a, 14, 18, 37, 59	1C-D, 2C- D, 9A, 7	Powers are sought in the Order pursuant to Article 27 to enter and use the subsoil below, or the airspace above, the street without needing an easement in the street. This power is relied upon in relation to the pedestrian bridge over New Road and the	 Plot 9a 1C: Gas Pipeline connecting Work No. 1A to Work No. 5 1D: General infrastructure required for Work Nos 1A-1C 2C: Gas Pipeline connecting Work No. 2A to Work No. 5 2D: General infrastructure required for Work Nos 2A-2C Plot 14 9A: Temporary construction laydown (pedestrian bridge) 	North Yorkshire County Council (NYCC) has been approached as a party having land interests along the Gas Pipeline route by way of adopted public highways. It is not anticipated that the surface of the public highways will be disturbed it will only be the subsoil beneath the public highways which will be directly affected. The Applicant is having discussions with NYCC as to whether a side agreement (or similar) is required in relation to the temporary pedestrian footbridge, however, it is not anticipated that any other formal agreements will need to be



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		siting of the Gas Pipeline in the subsoil underneath streets and public rights of way.	Plots 18, 37, 59 • 7: Gas Pipeline	completed with NYCC although continued engagement with them will take place. Summary: Discussions ongoing in relation to pedestrian footbridge.
37, 39, 40	7	Plots 37, 40 - compulsory acquisition to acquire only new rights Plot 39 - take temporary possession	Plots 37, 40 • 7 – Gas Pipeline Plot 39 • 7B – Temporary construction laydown	John & Yvonne Holgreaves The Applicant, to facilitate access for engineering and environmental surveys has, since October 2017, engaged with the landowner to gain access. Voluntary access arrangements were secured to enable survey work to be undertaken. Regarding the permanent acquisition of rights and temporary possession, the Applicant and the landowners have been in active discussions since March 2018. Meetings have been held with the Applicant and Mr and Mrs Holgreaves since March 2018, including meetings on 10 May 2018 and 17 August 2018 to discuss the Proposed Scheme and the impact on their land, including valuation principles, in order to try and reach voluntary agreement.



Plot Number	Work Number	Powers sought	Reason for acquisition or possession	Owner / Lessee / Tenant / Occupier and status of negotiation
				Heads of Terms were submitted to Mr and Mrs Holgreaves on 18 September 2018. Heads of terms recording agreement between the parties were signed by Mr and Mrs Holgreaves on 3 October 2018.
				The Applicant's solicitors have drafted the relevant contractual documents to document the agreement and provided these to Mr & Mrs Holgreaves' solicitors on 8 October 2018. The agreements are expected to be concluded prior to the end of the Examination.
				Summary: Heads of Terms for the Plots agreed and signed.
46, 47, 48, 49, 51, 52	7	Plots 47 and 49 - compulsory acquisition to acquire only new rights Plots 46, 48, 51, 52 - take	Plots 47, 49 • 7 – Gas Pipeline Plots 46, 48, 51, 52 • 7B – Temporary construction laydown	T.W. Falkingham Limited The Applicant, to facilitate access for engineering and environmental surveys has, since October 2017, engaged with the landowner to gain access. Voluntary access arrangements were secured to enable survey work to be undertaken.
		temporary possession		Regarding the permanent acquisition of rights and temporary possession, the Applicant and the



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				landowners have been in active discussions since March 2018.
				The Applicant has met with Mr Townend, agent for T.W. Falkingham Limited, on 29 March 2018, 19 April 2018 and 17 August 2018.
				Heads of Terms were issued to Mr Townend on 18 September 2018. A response was received from Mr Townend on 26 September 2018, and further revised Heads of Terms were issued to Mr Townend on 2 October 2018.
				Heads of terms signed by T.W. Falkingham Limited recording agreement between the parties were received by the Applicant's agent on 8 October 2018.
				The Applicant's solicitors have drafted the relevant contractual documents to document the agreement and provided these to T.W. Falkingham Limited's solicitors on 8 October 2018. The agreements are expected to be concluded prior to the end of the Examination.
				Summary : Heads of Terms for the Plots agreed and signed.



Plot Number	Work Number	Powers sought	Reason for acquisition or possession	Owner / Lessee / Tenant / Occupier and status of negotiation
64	14	Take temporary possession • 14 – Rusholme Lane passing place	' '	Bryan Major Wild
				The Applicant, to facilitate access for engineering and environmental surveys has, since October 2017, engaged with the landowner to gain access. Voluntary access arrangements were secured to enable survey work to be undertaken.
				Regarding the temporary possession of Plot 14, the Applicant and the landowner have been in active discussions since March 2018.
				The Applicant has met with Mr Townend, agent for Mr Wild, on 29 March 2018, 19 April 2018 and 17 August 2018.
				Heads of terms were issued to Mr Townend on 18 September 2018. A response was received from Mr Townend on 26 September 2018, and further revised Heads of Terms were issued to Mr Townend on 2 October 2018.
				Heads of terms signed by Mr Wild recording agreement between the parties were received by the Applicant's agent on 8 October 2018.
				The Applicant's solicitors have drafted the relevant contractual documents to document the



Plot Number	Work Number	Powers sought	Reason for acquisition or possession	Owner / Lessee / Tenant / Occupier and status of negotiation
				agreement and provided these to Mr Wild's solicitors on 8 October 2018. The agreements are expected to be concluded prior to the end of the Examination.
				Summary : Heads of Terms for the Plot agreed and signed.



