

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 8)



The Planning Act 2008

Drax Power Limited

Drax Repower Project

Applicant: DRAX POWER LIMITED

Date: March 2019

Document Ref: 8.5.4 PINS Ref: EN010091

Document History

Document Ref	8.5.4
Revision	002
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Signed	Date 21/03/2019
Approved By	Richard Griffiths
Signed	Date 21/03/2019
Document Owner	Pinsent Masons



Plot Number	Work Number	Powers sought	Reason for acquisition or possession	Owner / Lessee / Tenant / Occupier and status of negotiation
Power St	ation Site an	d Carbon capture rea	adiness 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 	Drax Power Limited 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, 11, 12 and 13	Compulsory acquisition to acquire the leasehold	 1: Generating Station Unit X 2: Generating Station Unit Y 3: Up to two Battery Storage Facilities 4: Up to two Gas Insulated Switchgear banking buildings 	Cool and Heat Limited; Costain Group; Crowle Wharf Engineers Limited; Denman Instrumentation Limited; Doosan Babcock; East Midlands Instrument Limited; Grantfen Fire & Security Limited; Hamworthy

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			 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 	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. Outstanding comments from these contractors have been of a relatively minor nature.
4	9A and 10A	Compulsory acquisition to	9A: Temporary construction laydown area	Martin Nunns Mr Nunns occupies Plot 4 under a licence. The

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		acquire the leasehold	10A: Carbon capture readiness reserve space	initial licence expired on 30 November 2018. The Applicant has agreed an extension to Nunns' licence to 31 May 2019. Accordingly, Mr Nunns continues to be treated by the Applicant as a Category 1 party. Summary: Licence extended and terminable by the Applicant on short notice.
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 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: The form of protective provisions and side agreement are substantially agreed. Discussions are ongoing and it is hoped that agreement will be reached prior to the end of the Examination.
8, 8a, 10, 13, 15	9B, 10 and 11	Plot 8 - compulsory acquisition to acquire the leasehold Plot 8a - compulsory acquisition to	Plot 8 10: Carbon capture readiness 11: Retained and enhanced landscaping Plot 8a 10C – hard and soft landscaping in connection with carbon capture	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.

Plot Number	Work Number	Powers sought	Reason for acquisition or possession	Owner / Lessee / Tenant / Occupier and status of negotiation
		acquire only new rights Plot 10 - compulsory acquisition to acquire the leasehold Plots 13, 15 - compulsory acquisition to acquire the leasehold	readiness 11 – Retained and enhanced landscaping Plot 10 9B: Temporary construction laydown 10A: Carbon capture readiness reserve space 10B: Diversion of PRoW 11: Retained and enhanced landscaping Plots 13 and 15 9B: Temporary construction laydown 10A: Carbon capture readiness reserve space 10B: Diversion of PRoW 11: Retained and enhanced landscaping	Regarding the permanent acquisition of the leasehold (the Applicant owns the freehold), 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, negotiations have been led by Mr Richard Watson), on 14 September 2018. Negotiations have continued since that time, with an alternative offer made by Mr Watson on 29 January 2019. Whilst agreement has not yet been reached, discussions are continuing, with the last discussion occurring on Monday 11 March 2019. Following the Compulsory Acquisition Hearing in December 2018, the Applicant amended the rights sought over part of Mr Watson's land (at that time Plot 8), in order to create Plots 8 and 8a, and to seek acquisition of rights with respect to Plot 8a, rather than acquisition of the leasehold. It is noted that Mr Watson is in support of the Proposed Scheme, as he confirmed to the Examining Authority at the Open Floor Hearing

Plot Number	Work Number	Powers sought	Reason for acquisition or possession	Owner / Lessee / Tenant / Occupier and status of negotiation
				on 4 October 2018.
				Summary: Heads of Terms for plots are under discussion, although it is not expected agreement will be reached prior to the end of the Examination.
Pipeline /	Area			
9, 9a, 9b, 11, 12, 18, 25, 26, 27, 28, 29, 30		Plots 9, 9b - compulsory acquisition to acquire the freehold Plot 9a - compulsory acquisition to acquire only new rights Plot 11 - take temporary possession Plot 12 - compulsory acquisition to acquire only new rights	 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 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 	Kate Bingley The Applicant has been in discussions with Ms Bingley's agent, Mr Townend, since late August / early September 2018, when the Applicant first 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 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. The Applicant's solicitors drafted the relevant contractual documents to document the agreement and provided these to Ms Bingley's
		Plot 18 -	Plot 11	agreement and provided these to ivis bingley s
		compulsory	 7B: Temporary construction laydown 	

Plot Number	Work Number	Powers sought	Reason for acquisition or possession	Owner / Lessee / Tenant / Occupier and status of negotiation
		acquisition to acquire only new rights Plots 26, 28, 30 - take temporary possession Plots 25, 27, 29 - compulsory acquisition to acquire only new rights.	Work Nos 1A-1C2C: Gas Pipeline connecting Work No. 2A to Work No. 5	solicitors on 8 October 2018. Following confirmation of Ms Bingley's registered title, updated plans were sent to Mr Townend on 4 November 2018. The option for transfer was exchanged on 19 March 2019. Summary: The option for transfer was exchanged on 19 March 2019.
9, 9a, 9b, 11, 12, 18, 19, 21, 24, 25, 26a, 27, 27a, 28, 28a, 29a, 30a, 31,	7	Plots 19, 21, 26a, 28a, 30a, 31, 32, 35, 41, 44, 45 - take temporary possession Plots 24, 27a, 29a, 33, 37, 42, 43 - compulsory acquisition to	Plots 19, 21, 26a, 28a, 30a, 31, 32, 35, 41, 44, 45 • 7B – Temporary construction laydown Plots 24, 27a, 29a, 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

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32, 33, 35, 37, 41, 42, 43, 44, 45	Number	acquire only new rights		of plots, the Applicant and the landowners have been in active discussions since March 2018. Meetings were held with the Applicant and his agent, 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 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 form of option and easement are well advanced and are broadly agreed with Mr Stones' solicitor. The parties are aiming for exchange as soon as practicable, however, due to personal and extenuating circumstances, it is unlikely the agreements will have been exchanged before the

Plot Number	Work Number	Powers sought	Reason for acquisition or possession	Owner / Lessee / Tenant / Occupier and status of negotiation end of the Examination.
				Summary: Heads of Terms for the Plots agreed and signed. Whilst the form of option and easement are well advanced and are broadly agreed, due to personal and extenuating circumstances, it is unlikely the agreements will have been exchanged before the end of the Examination.
9, 9b, 11, 12,	1C-D, 2C- D, 5, 6, 7,	Plots 9, 9b – compulsory	Plots 9 and 9b 1C: Gas Pipeline connecting Work No.	Paul Cooper Gwendoline Cooper (as partners in E.P.Cooper & Sons)
19, 21, 24, 25, 26, 26a, 27, 27a, 28, 28a, 29, 29a, 30, 30a,	14	acquisition to acquire the leasehold Plot 11 - take temporary possession	1A to Work No. 5	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.
31, 32, 33, 35, 41, 42, 45, 49, 50, 51,		Plot 12 - compulsory acquisition to acquire only new	 5: GRF 7: Gas Pipeline Plot 11 7B: Temporary construction laydown 	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
52, 53, 54, 55,		rights	Plot 12	since March 2018.
56, 57, 58, 59, 60, 61,		Plots 19, 21, 26, 26a, 28, 28a, 30, 30a, 31, 32, 35, 41,	 1C: Gas Pipeline connecting Work No. 1A to Work No. 5 1D: General infrastructure required for 	The Applicant met with the Coopers on 28 March 2018, 10 May 2018, and 17 August 2018.
62, 64, 65, 66, 67		45, 51, 52, 53, 54, 55 - take temporary possession	 Work Nos 1A-1C 2C: Gas Pipeline connecting Work No. 2A to Work No. 5 	Further correspondence was exchanged during September and October 2018, and, heads of terms recording the agreement between the

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		Plots 24, 25, 27, 27a, 29, 29a, 33, 42, 49, 50, 56, 58, 59 - compulsory acquisition to acquire only new rights	 2D: General infrastructure required for Work Nos 2A-2C 5: GRF 7: Gas Pipeline Plots 19, 21, 26, 26a, 28, 28a, 30, 30a, 31, 32, 35, 41, 45, 51, 52, 53, 54, 55 7B: Temporary construction laydown 	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 issued on 16 October 2018. Although agreement to the heads of terms was confirmed on 17 October 2018, some further queries on the terms were raised by the Coopers on 30 October 2018.
		Plot 57 - compulsory acquisition to acquire the freehold Plot 60 - take temporary possession	Plots 24, 25, 27, 27a, 29, 29a, 33, 42, 49, 50, 56, 58, 59 • 7: Gas Pipeline Plot 57 • 6A: GRF (MOC) • 6B: GRF (PIG) • 6D: Temporary construction laydown • 7: Gas Pipeline	The Applicant's solicitors drafted the relevant contractual documents to document the expected agreement and provided these to the Cooper's solicitors on 8 October 2018 (with separate documentation in relation to one plot being sent to the Cooper's solicitors on 26 October 2018). The option for transfer was exchanged on 19 March 2019.
		Plot 61 & 65 - compulsory acquisition to acquire only new rights Plot 62 - compulsory acquisition to acquire the freehold	 Plot 60 6C: Temporary construction laydown 6D: Temporary construction laydown and access 7B: Temporary construction laydown Plot 61 6D: Temporary construction laydown and access 7A: Gas Pipeline (landscaping) 	Summary: The option for transfer was exchanged on 19 March 2019.
		Plot 64 - take temporary possession	Plots 626A: GRF (MOC access)6D: Temporary construction laydown	

Plot Number	Work Number	Powers sought	Reason for acquisition or possession	Owner / Lessee / Tenant / Occupier and status of negotiation
		Plot 66 - compulsory acquisition to acquire only new rights Plot 67 - compulsory acquisition to acquire only new rights	 6A: GRF (MOC access) 6D: Temporary construction laydown and access 7B: Temporary construction laydown 	
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: The form of protective provisions and side agreement are substantially agreed. Discussions are ongoing and it is hoped that agreement will be reached prior to the end of

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				the Examination.
9a, 14 18, 37 59		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 siting of the Gas Pipeline in the subsoil underneath streets and public rights of way.	 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 	North Yorkshire County Council 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 has agreed an additional requirement in the draft DCO so that the Applicant must obtain NYCC's approval of the detailed design and safety drawings for the bridge. The Applicant has also agreed a side agreement with NYCC in relation to the construction, maintenance and dismantling of the bridge. Summary: Agreement reached with NYCC.
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.

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				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.
				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 drafted the relevant contractual documents to document the agreement and provided these to Mr & Mrs Holgreaves' solicitors on 8 October 2018.
				The option for easement has been signed and exchange is expected to take place on 22 March 2019.
				Summary: The option for easement has been signed and exchange is expected to take place on 22 March 2019.
46, 47, 48, 49, 51, 52	7	Plots 47, 49 - compulsory acquisition to acquire only new rights	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

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		Plots 46, 48, 51,		secured to enable survey work to be undertaken.
		52 - take temporary possession		Regarding the permanent acquisition of rights and temporary possession, the Applicant and the 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 drafted the relevant contractual documents to document the agreement and provided these to T.W. Falkingham Limited's solicitors on 8 October 2018.
				The parties' solicitors are finalising one final point on the option for easement and exchange is expected to take place prior to the end of the Examination.

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				Summary: Heads of Terms for the Plots agreed and signed. Exchange of the option is expected to take place prior to the end of the Examination.
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 drafted the relevant contractual documents to document the agreement and provided these to Mr Wild's

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				Solicitors on 8 October 2018. The option for easement has been signed and exchange is expected to take place on 21 or 22
				March 2019. Summary: Heads of Terms for the Plot agreed and signed. The option for easement has been signed and exchange is expected to take place on 21 or 22 March 2019.
26a, 27a, 28a	7	Plots 26a and 28a - take temporary possession (in respect of the freehold in mines and minerals)	Plots 26a and 28a TB: Temporary construction laydown Plot 27a Temporary construction laydown	Highways England Historical Railways Estate Correspondence has been sent to the Highways England Historical Railways Estate with respect to the Proposed Scheme and no response has been received.
		Plot 27a - compulsory acquisition to acquire only new rights (in respect of the freehold in mines and minerals)		
50, 53, 54, 55, 56, 57, 58, 60, 61, 62, 65, 66,	6, 7	Plots 53, 54, 55, 60- take temporary possession (in respect of the freehold in mines and minerals)	Plots 53, 54, 55 Temporary construction laydown Plots 50, 56, 58, 59 Gas Pipeline	Lord Gerald Bernard Fitzalan Howard Correspondence has been sent to Lord Gerald Bernard Fitzalan Howard with respect to the Proposed Scheme and no response has been received.

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67		Plots 50, 56, 58, 61, 65, 66, 67 - compulsory acquisition to acquire only new rights (in respect of the freehold in mines and minerals) Plots 57 and 62 - compulsory acquisition to acquire the freehold in mines and minerals.	Plot 60 • 6C: Temporary construction laydown • 6D: Temporary construction laydown and access • 7B: Temporary construction laydown	

Plot Number	Work Number	Powers sought	Reason for acquisition or possession	Owner / Lessee / Tenant / Occupier and status of negotiation
			 Plot 67 6D: Temporary construction laydown and access 7A: Gas Pipeline (landscaping) 	

