

VPI Immingham OCGT Project

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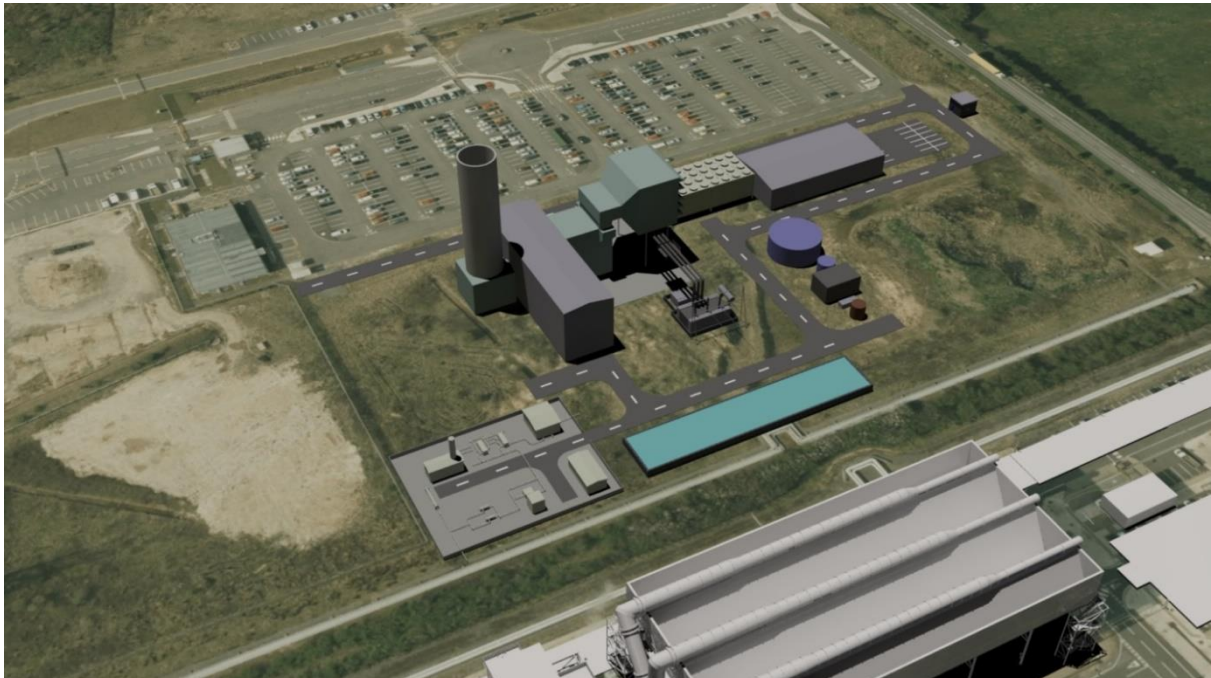
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The Immingham Open Cycle Gas Turbine Order

Land to the north of and in the vicinity of the VPI Immingham Power Station, Rosper Road, South Killingholme, Lincolnshire, DN40 3DZ

Statement of Commonality for Statements of Common Ground

The Planning Act 2008



Applicant: VPI Immingham B Ltd

Date: February 2020

DOCUMENT HISTORY

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Author	Clara Rands (CR)		
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Approved By	Jake Barnes-Gott (JBG)		
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GLOSSARY

Abbreviation	Description
Access	Work No. 2 – access works comprising access to the OCGT Power Station Site and access to Work Nos. 3, 4, 5 and 6
Applicant	VPI Immingham B Ltd
Application	The Application for a Development Consent Order made to the Secretary of State under Section 37 of the Planning Act 2008.
CHP	Combined Heat and Power
DCO	Development Consent Order
EIA	Environmental Impact Assessment
Electrical Connection	Work No. 5 – an electrical connection of up to 400 kilovolts and controls systems
ES	Environmental Statement – a report in which the process and results of an Environmental Impact Assessment are documented
ExA	Examining Authority
Existing AGI Site	The land comprising the existing AGI within the Existing VPI CHP Site
Existing Gas Pipeline	An existing underground gas pipeline owned by VPI LLP connecting the Existing AGI Site to an existing tie in the National Grid (NG) Feeder No.9 located to the west of South Killingholme
Gas Connection	Work No. 4 – the new underground and overground gas pipeline
km	Kilometre – unit of distance
m	Metres – unit of distance
NELC	North East Lincolnshire Council
NG	National Grid
NLC	North Lincolnshire Council
NSIP	Nationally Significant Infrastructure Project
MW	Megawatts – units of energy
OCGT Power Station	Work No. 1 – an OCGT power station with a gross capacity of up to 299MW
PA 2008	Planning Act 2008
Proposed Development	The construction, operation and maintenance of a new gas-fired electricity generating station with a gross output capacity of up to 299 MW, including electrical and gas supply connections, and other associated development
Site	The land required for the Proposed Development, and which is the same as the 'Order limits' (in the DCO)
SoCG	Statement of Common Ground
SoS	The Secretary of State

Abbreviation	Description
Temporary Construction and Laydown	Work No. 3
Utilities and Services Connections	Work No 6
Vitol	Vitol Group – the owner of VPI LLP and VPIB

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1. INTRODUCTION

1.1 Overview

- 1.1.1 This Statement of Commonality (Document Ref: 8.10) has been prepared on behalf of VPI Immingham B Ltd. ('VPIB' or the 'Applicant') in respect of its application (the 'Application') for a Development Consent Order (a 'DCO') under the Planning Act 2008 (the 'PA 2008').
- 1.1.2 The Application has been submitted to the Secretary of State (the 'SoS') for Business, Energy and Industrial Strategy for the construction, operation and maintenance of a new gas-fired electricity generating station with a gross output capacity of up to 299 megawatts ('MW'), including electrical and gas supply connections, and other associated development (the 'Proposed Development'). The Proposed Development is located primarily on land (the 'Site') to the north of the existing VPI Immingham Power Station, Rosper Road, South Killingholme, North Lincolnshire, DN40 3DZ.
- 1.1.3 A DCO is required for the Proposed Development as it falls within the definition and thresholds for a 'Nationally Significant Infrastructure Project' (a 'NSIP') under section 14(1)(a) and sections 15(1) and 15(2) of the PA 2008. The DCO, if made by the SoS, would be known as the 'VPI Immingham OCGT Order' (the 'Order').

1.2 VPI

- 1.2.1 VPI Immingham LLP ('VPI LLP') owns and operates the existing VPI Immingham Power Station, one of the largest combined heat and power ('CHP') plants in Europe, capable of generating 1,240 MW (about 2.5% of UK peak electricity demand) and up to 930 tonnes of steam per hour (hereafter referred to as the 'Existing VPI CHP Plant'). The steam is used by nearby oil refineries to turn crude oil into products, such as gasoline. The land comprising the Existing VPI CHP Plant is hereafter referred to as the 'Existing VPI CHP Plant Site'.
- 1.2.2 VPI LLP is a wholly owned subsidiary of the Vitol Group ('Vitol'), founded in 1966 in Rotterdam, the Netherlands. Since then Vitol has grown significantly to become a major participant in world commodity markets and is now the world's largest independent energy trader. Its trading portfolio includes crude oil, oil products, liquid petroleum gas, liquid natural gas, natural gas, coal, electricity, agricultural products, metals and carbon emissions. Vitol trades with all the major national oil companies, the integrated oil majors and independent refiners and traders. For further information on VPI LLP and Vitol please visit:

<https://www.vpi-i.com/>

- 1.2.3 VPIB has been formed as a separate entity for the purposes of developing and operating the Proposed Development.

1.3 The Site

- 1.3.1 The Site is primarily located on land immediately to the north of the Existing VPI CHP Plant Site, as previously stated. Immingham Dock is located approximately 1.5 kilometres ('km') to the south east of the Site at its closest point. The Humber ports facility is located approximately 500 metres ('m') north and the Humber Refinery is located approximately 500m to the south.

1.3.2 The villages of South Killingholme and North Killingholme are located approximately 1.4 km and 1.6 km to the west of the Site respectively, and the town of Immingham is located approximately 1.8 km to the south east. The nearest residential property comprises a single house off Marsh Lane, located approximately 325 m to the east of the Site.

- The Site comprises the following main parts:
- OCGT Power Station Site;
- Access Site;
- Temporary Construction and Laydown Site;
- Gas Connection Site;
- Electrical Connection Site; and
- Utilities and Services Connections Site.

1.3.3 The Site is located entirely within the boundary of the administrative area of North Lincolnshire Council ('NLC'), a unitary authority. The different parts of the Site are illustrated in the Works Plans (Application Document Ref: 4.3).

1.3.4 A more detailed description of the Site is provided in Environmental Statement ('ES') Volume 1 Chapter 3 'Description of the Site' (Application Document Ref: 6.2.3).

1.4 The Existing Gas Pipeline

1.4.1 In addition to the Site, the Application includes provision for the use of an existing gas pipeline (the 'Existing Gas Pipeline') to provide fuel to the Proposed Development. The Existing Gas Pipeline was constructed in 2003 to provide fuel to the Existing VPI CHP Plant. The route of the pipeline runs from a connection point at an above ground installation (the 'Existing AGI Site') within the Existing VPI CHP Plant Site to a tie in point at the existing National Grid ('NG') Feeder No.9 pipeline located to the west of South Killingholme.

1.4.2 A small part of the Existing Gas Pipeline Site lies within the administrative area of North East Lincolnshire District Council ('NELC'), the neighbouring local authority.

1.4.3 The Applicant is not seeking consent to carry out any works to the Existing Gas Pipeline and, as a result, it does not form part of the Site or Proposed Development. It is included in the Application on the basis that the Applicant is seeking rights to use and maintain the pipeline and it is therefore included within the DCO 'Order land' (the area over which powers of compulsory acquisition or temporary possession are sought). The area of land covered by the Existing Gas Pipeline, including a 13 m stand-off either side of it to provide for access and any future maintenance requirements, is hereafter referred to as the 'Existing Gas Pipeline Site'.

1.4.4 The Site and the Existing Gas Pipeline Site are collectively referred to as the 'Project Land'. The area covered by the Project land is illustrated in the Location Plan (Application Document Ref: 4.1).

1.4.5 The Existing Gas Pipeline has not been assessed as part of the Environmental Impact Assessment ('EIA') carried out in respect of the Application. This is on the basis that it is a pre-existing pipeline and the Applicant is not seeking consent to carry out any works to it. Further explanation in respect of this matter is provided in ES Volume 1, Chapter 1 'Introduction' and Chapter 3 'Description of the Site' (Application Document Ref: 6.2.3).

1.5 The Proposed Development

1.5.1 The main components of the Proposed Development are summarised below, as set out in the draft DCO (Application Document Ref: 2.1):

- Work No. 1 – an OCGT power station (the 'OCGT Power Station') with a gross electrical output capacity of up to 299MW;
- Work No. 2 – access works (the 'Access'), comprising access to the OCGT Site;
- Work No. 3 – temporary construction and laydown area ('Temporary Construction and Laydown') comprising hard standing, laydown and open storage areas, contractor compounds and staff welfare facilities, vehicle parking, roadways and haul routes, security fencing and gates, gatehouses, external lighting and lighting columns;
- Work No. 4 – gas supply connection works (the 'Gas Connection') comprising an underground and/or overground gas pipeline of up to 600 millimetres (nominal internal diameter) and approximately 800 m in length for the transport of natural gas from the Existing Gas Pipeline to Work No. 1;
- Work No. 5 – an electrical connection (the 'Electrical Connection') of up to 400 kilovolts and associated controls systems; and
- Work No. 6 – utilities and services connections (the 'Utilities and Services Connections').

1.5.2 It is anticipated that subject to the DCO having been made by the SoS and a final investment decision by VPIB, construction work on the Proposed Development would commence in early 2021. The overall construction programme is expected to last approximately 21 months and is anticipated to be completed in late 2022, with the Proposed Development entering commercial operation later that year or early the following year.

1.5.3 A more detailed description of the Proposed Development is provided at ES Volume 1, Chapter 4 'The Proposed Development' (Application Document Ref: 6.2.4).

1.5.4 The areas within which each of the main components of the Proposed Development are to be built are shown by the coloured and hatched areas on the Works Plans (Application Document Ref: 4.3).

1.6 The purpose and structure of this document

1.6.1 The purpose of this document is to provide the Examining Authority ('ExA') with the position on the Statements of Common Ground ('SoCG') between VPIB, prescribed consultees and interested parties in relation to the Proposed Development.

1.6.2 The remainder of this report is structured as follows:

- Section 2 details the structure of each SoCG document and provides an up to date list of SoCGs;
- Section 3 sets out the status of each SoCG; and
- Section 4 sets out the commonality between SoCGs and a summary of the current position.

2. STRUCTURE AND LIST

2.1 Structure of SoCGs

2.1.1 To ensure consistency in the approach taken to documenting matters agreed, matters subject to further negotiation or matters not agreed, each of the SoCGs adopts a standard format in order to provide clarity to other parties and ultimately the ExA.

2.1.2 Each SoCG is broadly structured in the following way:

- Section 1 provided an introduction to VPIB, the Proposed Development, the SoCG and its purpose and structure;
- Section 2 sets out the matters agreed between the parties, including a timeline of when parties consulted one and other;
- Section 3 sets out any matters which are subject to negotiation or are not agreed; and
- Appendices – the SoCGs, where necessary, contain appendices made up of correspondence or materials shared between the parties and referenced in Sections 2 and 3 of each document.

2.2 List of SoCGs

2.2.1 VPIB has prepared SoCGs with a number of statutory consultees, statutory undertakers and interested parties during the preparation of the Application and during the Examination stage (see Table 2.1 below).

2.2.2 It should be noted that the list previously included National Grid and Hornsea 1 & 2. These SoCG have not been further updated for the following reasons:

- National Grid – the only matter which was previously not agreed in the SoCG with National Grid was the protective provisions and side agreement. These are now agreed and both National Grid companies have withdrawn their objections; and
- Hornsea 1 & 2 – the only matter which was previously not agreed in the SoCG with the Hornsea 1 and 2 companies was the protective provisions and side agreement. The protective provisions are now agreed (as included in the Draft DCO submitted at Deadline 7) and the side agreement is very close to being agreed.

Table 2.1 – List of SoCGs at Deadline 7

Party
Host Local Authorities
North Lincolnshire Council (Document Ref: 8.1)
North East Lincolnshire Council (Document Ref: 8.2)
Prescribed Consultees
Natural England (Document Ref: 8.3)

Party
Environment Agency (Document Ref: 8.4)
Highways England (Document Ref: 8.6)
Historic England (Document Ref: 8.7)
Able (Document Ref: 8.8)

3. STATUS

3.1 Summary of Current Position

3.1.1 This section provides the position of each SoCG at Deadline 7 of the Examination on 06 February 2020 (the final deadline).

3.1.2 Table 3.1 below provides a high-level position and where necessary includes further detail to aid the understanding of the ExA. In summary, the high level positions used in Table 3.1 are as follows:

- Final signed SoCG with all matters agreed – the final SoCG has been signed by both parties and all matters are agreed;
- Final signed SoCG with some matters outstanding/to be resolved – the final SoCG has been signed by both parties, and there remain matters outstanding that VPIB and the other party are yet to agree; and
- SoCG in draft – the SoCG has been shared with the other party by VPIB for comment, but is yet to be signed.

Table 3.1 – Status of SoCGs at Deadline 7 of the Examination

Document Reference	Party	Position at Deadline 7
Host Local Authority		
8.1	North Lincolnshire Council	Final signed SoCG with all matters agreed.
8.2	North East Lincolnshire Council	Final signed SoCG with all matters agreed.
Prescribed Consultees		
8.3	Environment Agency	Final signed SoCG with all matters agreed.
8.4	Natural England	Final signed SoCG with all matters agreed.
8.6	Highways England	Final signed SoCG with all matters agreed.
8.7	Historic England	Final signed SoCG with all matters agreed.
8.8	Able	Final signed SoCG with all matters agreed.

4. COMMONALITY

4.1 Summary

4.1.1 This section provides a summary of principal issues covered in the SoCGs and demonstrates where there is commonality in the topics or matters being discussed with the various parties at Deadline 7.

4.1.2 **Table 4.1** is presented in such a way to show topics covered within the various SoCGs (✓) and how these are relevant to each party and a position for each topic as follows:

	Matter agreed
	Matter subject to further discussion
	Matter not agreed

4.1.3 Where a matter is not relevant to a party, it is not included within the SoCG and is therefore shown blank and grey in **Table 4.1**.

Table 4.1 – Table of commonality at Deadline 7

SoCG Ref	Party	Topics																																										
		The Role of the Consultee	Relevant Planning History	Local Planning Designations	Relevant Planning Policy	The need for the Proposed Development	The Principle of Development	The Benefits of the Proposed Development	Alternatives	Flexibility and Design	Combined Heat and Power	Traffic and Transport	Air Quality	Noise and Vibration	Socio-Economic Characteristics	Cultural Heritage	Landscape and Visual	Ecology and Nature Conservation	Flood Risk and Surface Water	Contamination	BEMP	Cumulative Effects	The Scope of the Draft DCO	CEMP	Consultation with the Consultee	Groundwater and land Contamination	CTMP	Human Health	Environmental Statement	Habitats Regulations Assessment	Grid Connection	Land Matters	Gas Connection	Great Crested Newts Confirmatory Report	Sustainability and Climate Change	Leases	Archaology	Need	Requirements	Environmental Permits				
8.1	NLC	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
8.2	NELC	✓			✓	✓	✓				✓	✓		✓								✓		✓														✓	✓					
8.3	Environ ment Agency	✓										✓	✓						✓					✓	✓	✓																✓		
8.4	Natural England	✓										✓	✓				✓				✓				✓	✓					✓	✓												
8.6	Highway s England									✓															✓					✓														
8.7	Historic England	✓															✓											✓													✓	✓	✓	
8.8	Able																							✓																				