

# Medworth Energy from Waste Combined Heat and Power Facility



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## Statement of Common Ground between Medworth CHP Limited and the Middle Level Commissioners (DRAFT)

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with energy.**



# Revision History

Revision number	Date	Details
0.0	20 September 2022	Draft produced by the Applicant for comment.
0.1	07 March 2023	Draft produced by the Applicant for comment.
1.0	08 March 2023	Draft produced for Deadline 1

# Signatories

## Applicant

Signed

On behalf of

Name

Position

Date

## Middle Level Commissioners on behalf of the Hundred of Wisbech Internal Drainage Board

Signed

On behalf of

Name

Position

Date



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# 1. Introduction

## 1.1 Purpose of Statement of Common Ground

1.1.1 This Statement of Common Ground (SoCG) has been prepared between Medworth CHP Limited ('the Applicant') and Hundred of Wisbech Internal Drainage Board (HWIDB) to set out the areas of agreement and/or disagreement between the parties in relation to the proposed Development Consent Order (DCO) Application for the Medworth CHP EfW Facility.

1.1.2 The management of the HWIDB is administered by the Middle Level Commissioners (MLC). HWIDB has been represented by the MLC in discussions with the Applicant.

1.1.3 The preparation of SoCG is encouraged by The Planning Inspectorate (PINS). Advice Note 11: Working with public bodies in the infrastructure planning process encourages a proactive approach to reaching agreement on the approach and the conclusions of the Environmental Impact Assessment (EIA), and the approach to consents, licences and authorisations.

1.1.4 This SoCG covers the following topics:

- General;
- Draft DCO;
- Environmental Statement Chapter 12 – Hydrology;
- ES Technical Appendix 12F Outline Drainage Strategy;
- Outline Construction Environmental Management Plan;
- Other consents and licences; and
- Relevant Representation RR-017.

1.1.5 It is the intention that this document will facilitate further discussions between the Applicant and HWIDB/MLC and will provide the Examining Authority (ExA) with a clear overview of the level of common ground between both parties. This document will be updated throughout the application process.

## 1.2 Approach to Statement of Common Ground

1.2.1 The structure of this SoCG is as follows:

- Section 1: Introduction
- Section 2: The parties to the SoCG;
- Section 3: Agreement on Common Ground; and
- Section 4: Summary.



## 2. The parties to the Statement of Common Ground

### 2.1 The Applicant and Party to the Statement of Common Ground

2.1.1 The parties to this SoCG are:

- Medworth CHP Limited, the Applicant for the Proposed Development; and
- Hundred of Wisbech Internal Drainage Board/Middle Level Commissioners.

### 2.2 Role of HWIDB and Consultation

2.2.1 The Order limits of the Proposed Development intersect a number of artificial drainage channels (Ordinary Watercourses) within the HWIDB area. This includes drainage ditches which run through and around the perimeter of the EfW CHP Facility Site.

2.2.2 A summary of the pre-application consultation with MLC on behalf of the HWIDB is set out in **Table 2.1** below. A summary of consultation with HWIDB/MLC following the submission of the DCO Application on 7 July 2022 is set out in **Table 2.2**.

**Table 2.1: Summary of pre-application consultation with HWIDB/MLC**

ID	Date	Form of consultation	Statutory/Non-Statutory	Summary
001	29/11/2019	Email	Non-Statutory	Applicant issued a letter introducing the Proposed Development and requesting a meeting with the MLC.
002	20/12/2019	EIA Scoping Opinion response	Statutory	MLC provided comments in relation to the need for specific consents, the Flood Risk Assessment and drainage strategy.
003	30/01/2020	Email	Non-Statutory	Applicant acknowledged the MLC's Scoping response, confirming the DCO Application would be accompanied by a drainage strategy and flood risk assessment. Request for a pre-application meeting. New supplier forms issued to enable



ID	Date	Form of consultation	Statutory/Non-Statutory	Summary
				purchase order to be raised to cover pre-application fees.
004	21/02/2020	Email	Non-Statutory	Applicant issued further request for a pre-application meeting. Included draft agenda.
005	21/02/2020	Email	Non-Statutory	MLC acknowledged the email of 21/02/2020; matter passed to the Board's engineer. Issued completed 'new supplier' forms.
006	28/02/2020	Email	Non-Statutory	Applicant issued purchase order to MLC to progress pre-application discussions and meeting.
007	02/03/2020	Email	Non-Statutory	MLC acknowledged the email of 20/02/2020; matter passed to the Board's engineer who is liaising with the Chairman of the Board to obtain meeting dates.
008	04/03/2020	Email	Non-Statutory	MLC requested potential meeting dates.
009	24/03/2020	Email	Non-Statutory	Applicant's agent <sup>1</sup> issued potential meeting dates.
010	27/03/2020	Email	Non-Statutory	MLC confirmed they were liaising with the HWIDB senior board members to organise the meeting.
011	20/04/2020	Email	Non-Statutory	Applicant's agent requested an update on the request for a meeting.
012	01/06/2020	Email	Non-Statutory	Applicant requested an update on the request for a meeting.

<sup>1</sup> Wood Group UK Ltd



<b>ID</b>	<b>Date</b>	<b>Form of consultation</b>	<b>Statutory/Non-Statutory</b>	<b>Summary</b>
<b>013</b>	04/06/2020	Email	Non-Statutory	MLC provided an update to a request to meet highlighting the HWIDB met to discuss the proposals. A meeting date was being arranged and further details were requested on the proposal impact on the board's drains.
<b>014</b>	15/06/2020	Email	Non-Statutory	Applicant's agent issued further information at the request of MLC and requested dates for a meeting.
<b>015</b>	17/06/2020	Email	Non-Statutory	MLC acknowledged receipt of the additional information and offered dates for a meeting.
<b>016</b>	23/06/2020	Email	Non-Statutory	Applicant offered times/dates for a meeting.
<b>017</b>	24/07/2020	Email	Non-Statutory	MLC proposed a site visits rather than meeting based on further feedback from HWIDB. Potential dates offered.
<b>018</b>	05/08/2020	Email	Non-Statutory	Applicant agreed to a site visit and offered times/dates.
<b>019</b>	06/08/2020	Email	Non-Statutory	MLC requested an earlier start date for the site visit to accommodate other commitments.
<b>020</b>	06/08/2020	Email	Non-Statutory	Applicant agreed to an early start date and confirmed date/time for the site visit.
<b>021</b>	10/08/2020	Email	Non-Statutory	MLC confirmed date/time for the site visit.
<b>022</b>	17/08/2020	Email	Non-Statutory	Applicant requested list of attendees for the site visit.



<b>ID</b>	<b>Date</b>	<b>Form of consultation</b>	<b>Statutory/Non-Statutory</b>	<b>Summary</b>
<b>023</b>	17/08/2020	Email	Non-Statutory	MLC provided a list of attendees for the site visit.
<b>024</b>	20/08/2020	On-site meeting	Non-Statutory	A meeting between the Applicant, Applicant's agent and MLC took place at the EfW CHP Facility Site to introduce the Proposed Development and develop an understanding of the local IDB drainage network, discuss the proposed surface discharges from the EfW CHP Facility, and potential crossings of IDB drains.
<b>025</b>	27/08/2020	Email	Non-Statutory	Applicant's agent issued minutes of the site visit meeting and further follow-up questions to the IDB on; IDB bylaws; Pole height restrictions; watercourses and crossings; and surface water discharge.
<b>026</b>	21/09/2020	Email	Non-Statutory	Applicant issued a request for a follow-up call to discuss the site visit and questions raised in email of 27/08/2020.
<b>027</b>	24/09/2020	Email	Non-Statutory	MLC issued a holding response to the Applicant's email of 21/09/2020.
<b>028</b>	24/09/2020	Email	Non-Statutory	Applicant requested GIS shape files of the IDB's watercourses.
<b>029</b>	24/09/2020	Email	Non-Statutory	MLC acknowledged request for GIS shape files.
<b>030</b>	24/09/2020	Email	Non-Statutory	MLC issued GIS shape files to Applicant.
<b>031</b>	02/11/2020	Email	Non-Statutory	Applicant requested a response from the MLC to the questions raised in the email of 27/08/2020.





<b>ID</b>	<b>Date</b>	<b>Form of consultation</b>	<b>Statutory/Non-Statutory</b>	<b>Summary</b>
<b>032</b>	09/11/2020	Email	Non-Statutory	MLC issued revised meeting notes based on those issued by the Applicant on 27/08/2020 and including some further information from the IDB's perspective; including plans.
<b>033</b>	24/11/2020	Email	Non-Statutory	Applicant acknowledged receipt of the MLC's revised meeting notes, including information on the IDB's maintenance strips and potential drain crossing options. Requested response to questions raised in the email of 27/08/2020.
<b>034</b>	19/01/2021	Email	Non-Statutory	Applicant requested a response from the MLC to the questions raised in the email of 27/08/2020.
<b>035</b>	19/01/2021	Email	Non-Statutory	MLC provided a status update on the preparation of a response to the questions raised in the email of 27/08/2020.
<b>036</b>	25/01/2021	Email	Non-Statutory	MLC provided a response to the questions raised in the email of 27/08/2020, including information on proposed run-off discharge requirements and consents required.
<b>037</b>	03/03/2021	Email	Non-Statutory	Applicant's agent requested progress meeting with the MLC.
<b>038</b>	12/03/2021	Email	Non-Statutory	MLC provided potential meeting dates subject to the HWIDB's availability.
<b>039</b>	15/03/2021	Email	Non-Statutory	Applicant confirmed time/date of meeting with MLC.



<b>ID</b>	<b>Date</b>	<b>Form of consultation</b>	<b>Statutory/Non-Statutory</b>	<b>Summary</b>
<b>040</b>	18/03/2021	Email	Non-Statutory	MLC confirmed the time/date for the meeting and requested advanced sight of any issues or plans to be raised.
<b>041</b>	18/03/2021	Email	Non-Statutory	Applicant acknowledged MLC's request for information in advance of the meeting.
<b>042</b>	24/03/2021	Email	Non-Statutory	Applicant's Agent issued a presentation of the matters to be raised, including an overview of the Proposed Development, the EfW CHP Facility during the operational and construction phases and information on the current Grid Connection Corridor in advance of the meeting on 25/03/2021.
<b>043</b>	25/03/2021	Virtual Meeting	Non-Statutory	Applicant provided an update on the Proposed Development and discussed the proposed water discharges from the EfW CHP Facility and potential stand-off distances, site layout, crossings of IDB drains, and undergrounding of the electrical connection.
<b>044</b>	26/03/2021	Email	Non-Statutory	Applicant issued further questions to the MLC including details of existing structures and flows and IDB standard design for culverts and headwalls.
<b>045</b>	30/03/2021	Email	Non-Statutory	Applicant issued draft meeting minutes (25/03/2021) to the MLC for comment.
<b>046</b>	30/03/2021	Email	Non-Statutory	Deputy Vice Chairman of HWIDB confirmed no comment to add to the draft minutes.



<b>ID</b>	<b>Date</b>	<b>Form of consultation</b>	<b>Statutory/Non-Statutory</b>	<b>Summary</b>
<b>047</b>	22/04/2021	Email	Non-Statutory	Applicant issued the MLC an updated set of preliminary draft design plans for the drainage of the EfW CHP Facility - construction phase and permanent development in response to the pre-application meeting on 25/03/2021.
<b>048</b>	12/05/2021	Email	Non-Statutory	Applicant requested a meeting with the MLC to discuss the potential for the Grid Connection to run underground and parallel to the A47. Meeting to include both the MLC/HWIDB and the Water Management Alliance (WMA IDB).
<b>049</b>	12/05/2021	Email	Non-Statutory	Deputy Vice Chairman of HWIDB confirmed they wished to attend the meeting.
<b>050</b>	13/05/2021	Email	Non-Statutory	Applicant acknowledged the HWIDB's email to attend a meeting.
<b>051</b>	14/05/2021	Email	Non-Statutory	The Applicant confirmed arrangements for the meeting to discuss the underground Grid Connection.
<b>052</b>	14/05/2021	Email	Non-Statutory	The MLC confirmed arrangements for the meeting to discuss the underground Grid Connection and requesting details of the proposed alignment.
<b>053</b>	14/05/2021	Email	Non-Statutory	Applicant acknowledged HWIDB's request for further details of the Grid Connection.
<b>054</b>	24/05/2021	Virtual Meeting	Non-Statutory	Meeting to present and discuss the proposed underground Grid



ID	Date	Form of consultation	Statutory/Non-Statutory	Summary
				Connection route with MLC/HWIDB, WMA, Highways England and Cambridgeshire County Council Highways. The general arrangements and proposals to cross IDB drains, standoffs and protection and construction matters were tabled, and feedback sought to inform the Applicant's design development.
055	13/08/2021	Response to Consultation	Statutory	MLC confirmed separate responses to the Statutory Consultation will be issued by the MLC on behalf of 1) HWIDB and 2) Waldersey IDB
056	13/08/2021	Response to Consultation	Statutory	MLC on behalf of Waldersey IDB provided comments on the Preliminary Environmental Information Report (PEIR) concerning flooding impacts, water quality and conservation.
057	13/08/2021	Response to Consultation	Statutory	MLC on behalf of HWIDB provided comments on the pre-application engagement with the Applicant and on the PEIR concerning flooding impacts, water quality, conservation and traffic impacts.
058	13/08/2021	Email	Statutory	Applicant confirmed two representations were received from MLC on behalf of HWIDB and asked which should be considered.
059	13/08/2021	Email	Statutory	MLC confirmed the HWIDB representation that was sent twice is the same representation and was issued again as a delivery receipt had not been received.



ID	Date	Form of consultation	Statutory/Non-Statutory	Summary
060	13/08/2021	Email	Statutory	Applicant thanked MLC for confirming the status of the two emails sent on behalf of HWIDB.
061	13/08/2021	Email	Statutory	MLC acknowledged the Applicant's email.
062	05/10/2021	Email	Non-Statutory	Applicant confirmed comments raised on the flood risk assessment in the MLCs Statutory consultation representation were being addressed and requested further information to inform the final design of the Proposed Development on the 2020/21 flood events and, if available, as built details of the culverts under the A47.
063	19/10/2021	Email	Non-Statutory	Applicant requested a meeting with the MLC to discuss their comments on the PEIR flood risk assessment, present an update on the Proposed Development and discuss any additional requirements to be accommodated within the surface water drainage scheme and flood risk assessment.
064	01/11/2021	Email	Non-Statutory	MLC acknowledged receipt of emails (05/10/2021 and 19/10/2021) and currently consulting the Boards on their availability for a meeting.
065	26/11/2021	Email	Non-Statutory	Applicant issued further request to arrange a meeting with the MLC to discuss their comments on the PEIR flood risk assessment, present an update on the Proposed Development and discuss any additional requirements to be



ID	Date	Form of consultation	Statutory/Non-Statutory	Summary
				accommodated within the surface water drainage scheme and flood risk assessment.
066	02/12/2021	Email	Non-Statutory	MLC offered proposed meeting dates and provided a response to matters raised in Applicant email of 05/10/2021.
067	02/12/2021	Email	Non-Statutory	Applicant confirmed the meeting date with MLC.
068	03/12/2021	Email	Non-Statutory	MLC confirmed that several of the Board Works Committee advised they were unavailable on the date proposed for the meeting. MLC offered alternative dates to the Applicant.
069	09/12/2021	Email	Non-Statutory	Applicant confirmed the rearranged meeting date with MLC.
070	14/12/2021	Virtual Meeting	Non-Statutory	Applicant and MLC discussed the MLC's comments on the flood risk assessment, water resources, water quality, stand-off distances and drain crossings and Access Improvements along new Bridge Lane.
071	14/12/2021	Email	Non-Statutory	Applicant issued slide pack from the meeting to the MLC and confirmed meeting minutes will follow.
072	25/01/2022	Email	Non-Statutory	Applicant issued minutes of the 14/12/2021 meeting to the MLC for comment.
073	25/04/2022	Email	Non-Statutory	MLC requested a project update.



ID	Date	Form of consultation	Statutory/Non-Statutory	Summary
074	26/04/2021	Email	Non-Statutory	<p>Applicant responded to MLC project update request (25/04/2022) confirming they were aiming to submit DCO application in Q2 2022. The Environmental Statement (ES) Chapter 12: Hydrology will include an appendix of the Board's comments and how these have been addressed/signposted to other accompanying documents.</p> <p>The submission will be accompanied by a</p> <ul style="list-style-type: none"> <li>• Flood Risk Assessment;</li> <li>• Outline (operational) Drainage Strategy;</li> <li>• Outline (operational) Flood Emergency Plan; and</li> <li>• Construction Environmental Management Plan</li> </ul> <p>The Applicant offered further meeting should the MLC have had any further questions.</p>

**Table 2.2: Summary of post-application consultation with HWIDB/MLC**

	Date	Form of consultation	Statutory/Non-Statutory	Summary
075	12/07/2022	Email	Non-Statutory	Applicant provided a copy of the submitted construction and operational drainage strategies and a copy of the draft protected provisions. A meeting was suggested.
076	09/08/2022	Email	Non-Statutory	Applicant sought an update on the request for comments made to the MLC on 12/07/2022 and shared comments from the Water Management Alliance on behalf of



	Date	Form of consultation	Statutory/Non-Statutory	Summary
				<p>the King's Lynn IDB on Part 6 FOR THE PROTECTION OF INTERNAL DRAINAGE BOARD draft protective provisions. Offered a follow-up meeting to discuss matters.</p> <p>Confirmed the DCO Application had been Accepted and provided a link to the DCO Application documents on PINS website.</p>
<b>077</b>	09/08/2022	Email	Non-Statutory	MLC confirmed on 09/08/2022 they were reviewing the DCO protective provisions and plans and requested drawings in relation to junction widening.
<b>078</b>	31/08/2022	Email	Non-Statutory	Applicant requested dates/times for a follow-up meeting with the MLC.
<b>079</b>	31/08/2022	Email	Non-Statutory	MLC advised their MLC's Planning Engineer was on annual leave.
<b>080</b>	20/09/2022	Email	Non-Statutory	Issued MLC the draft Statement of Common Ground for comments.
<b>081</b>	13/10/2022	Email	Non-Statutory	Correspondence from the MLC to the Applicant to arrange a follow-up meeting in November 2023. A review and response on the draft protective provisions and SoCG was being considered.
<b>082</b>	14/10/2022	Email	Non-Statutory	Applicant requested a meeting before the Relevant Representations deadline (15 November 2023) and for comments on the draft protective provisions to be received before the meeting.
<b>083</b>	20/10/2022	Email	Non-Statutory	Applicant offered a date for the follow-up meeting (09/11/2023).





	Date	Form of consultation	Statutory/Non-Statutory	Summary
084	21/10/2022	Email	Non-Statutory	MLC checking availability of Board Members for a follow-up meeting.
085	24/10/2022	Email	Non-Statutory	Meeting arrangements and Applicant request for agenda items from the MLC.
086	08/11/2022	Email	Non-Statutory	<p>MLC raised the following matters to be discussed at the next meeting.</p> <ul style="list-style-type: none"> <li>• CHP – Ownership, working adjacent to it, any constraints etc.</li> <li>• The water connections between the site and the A47.</li> <li>• The potential tangle of utilities adjacent to Point 50 which is a strategically important culvert under the A47 – High pressure gas, water connections, export grid connection.</li> <li>• The widening of New Bridge Lane to the east of Salters Way – Access to the Board's Drain on the southern side, changes of working practice, constraints imposed by street lighting and working on a highway, re-positioning of the watercourse on the northern side of the Lane, surface water disposal etc.</li> </ul>
087	09/11/2022	Virtual Meeting	Non-Statutory	<p>Meeting with the MLC and Applicant. The purpose of this meeting was to review comments or queries from HWIDB on the DCO Application in relation to the Hydrology topic – including flood risk and drainage assessments. Agenda:</p> <ol style="list-style-type: none"> <li>1. Project update</li> </ol>



Date	Form of consultation	Statutory/Non-Statutory	Summary	
			<ol style="list-style-type: none"> <li>2. EfW CHP Facility Site</li> <li>3. Access Improvements</li> <li>4. Temporary Construction compound</li> <li>5. Grid Connection and Water Connections</li> <li>6. CHP Connection</li> <li>7. Draft Protective Provisions</li> <li>8. Statement of Common Ground</li> </ol> <p>Applicant agreed to organise a further meeting with the MLC and National Highways to review matters around the culverts under the A47/Water Connections.</p>	
088	10/11/2022	Email	Non-Statutory	<p>Arranging a date to meeting National Highways, MLC and the Applicant to discuss culverts under the A47/Water Connections.</p>
089	16/11/2022	Email	Non-Statutory	<p>Confirming the MLC had submitted Relevant Representations. Correspondence on the about the likely Examination programme. MLC checking progress with their solicitor on the draft protective provisions and SoCG.</p>
090	18/11/2022	Email	Non-Statutory	<p>MLC issued the Applicant copies of the Relevant Representations issued on behalf of KLIDN [RR-017] and Wadlersey IDB [RR-024].</p>
091	21/11/2022	Virtual Meeting	Non-Statutory	<p>Meeting with IDB, National highways and the Applicant. Agenda - Water Connection and the crossing of the A47 by either HDD or open cut arrangement.</p> <p>1) <b>The ability to undertake the open cut Water</b></p>



Date	Form of consultation	Statutory/Non-Statutory	Summary
			<p><b>Connection alongside future A47 culvert replacement works:</b> In principle, all parties agreed this approach was beneficial. However, no works are currently planned to replace the culverts.</p> <p>2) <b>Open cut option:</b> National Highways highlighted, to accommodate low CBR values ~2%, the make-up of the A47 was circa 1000mm deep (600mm capping layer and includes drainage layer). Therefore, and in the event of unforeseen circumstances, such as, lateral subsidence within the excavated trench, raised concerns over the reinstatement of the road during the night-time construction window and possible traffic delays that could ensue. Technical construction solutions were discussed to minimise this risk. National Highways would circulate as built drawings to consider this matter.</p> <p>3) <b>HDD option:</b> National highways are aware of the local ground conditions as whilst HDD could be problematic, this represents less risk to the operation of the A47, therefore preferred. To accommodate existing drains/culverts and a high pressure gas main that any HDD would need to navigate beneath, clearance depths were discussed and a preference</p>



	Date	Form of consultation	Statutory/Non-Statutory	Summary
				of 5m to 6m was suggested by the IDB and National Highways. 4) <b>General:</b> Applicant highlighted, whilst the DCO Application shall provide a deliverable option for the Water Connection, under their statutory powers Anglian Water could progress an alternative route.
<b>092</b>	22/11/2022	Email	Non-Statutory	Draft minutes circulated for comment
<b>093</b>	23/11/2022	Email	Non-Statutory	Applicant provided contact details to enable their and the IDB's solicitor to progress discussion on the protective provisions and the SoCG.
<b>094</b>	08/12/2022	Email	Non-Statutory	Requesting comments from the IDB on the draft minutes (ID 091).
<b>095</b>	25/01/2023	Email	Non-Statutory	Requesting comments on the draft minutes from IDB and National Highway (ID 091).
<b>096</b>	20/02/2023	Email	Non-statutory	To progress the draft SoCG and protective provisions, the Applicant requested an update on discussions held between the MLC and KLIDB.
<b>097</b>	01/03/2023	Email	Non-statutory	KLIDB confirmed the MLC and KLIDB met to review the draft SoCG and protective provisions. The MLC were currently reviewing the protective provisions.  In advance of deadline 1, reissued the draft SoCG, including KLIDB's comments.



	Date	Form of consultation	Statutory/Non-Statutory	Summary
<b>098</b>	06/03/2023	Email	Non-statutory	In absence of comments from the MLC on the draft SoCG (and protective provisions) and to meet the Examining Authorities Deadline 1 (10 March) submission, the Applicant confirmed they would issue the revision 0.0 and include a comment that the MLC are yet to provide comments.
<b>099</b>	07/03/2023	Email/phone call	Non-statutory	Correspondence and phone call to discuss the production of an updated draft SoCG before Deadline 1. Applicant issued draft SoCG rev 0.1 to include reference to RR-017 to the IDB.
<b>100</b>	08/03/2023	Virtual Meeting	Non-Statutory	Meeting with MLC and Applicant to review and agree the draft SoCG.
<b>101</b>	08/03/2023	Email	Non-statutory	Issued the agreed SoCG (Rev 1.0) to the IDB.

## 2.3 Summary of Current Position

2.3.1 The summary of the current position will be updated following further meetings to review matters raised by the HWIDB/IDB in Representation APP-017.

## 2.4 Status of the Statement of Common Ground

2.4.1 The current version of the SoCG (Rev 1.0) is in draft form.



## 3. Agreement on Common Ground

### 3.1 Overview

3.1.1 The following sections of this SoCG set out the level of agreement between the parties for each relevant topic. In order to easily identify whether a matter is 'agreed' or 'not agreed', a RAG within the 'position' column with red illustrating no agreement, amber that agreement is yet to be reach, and green, agreement.

3.1.2 The following section of this SoCG summaries the level of agreement between the Applicant and the HWIDB/MLC on all relevant matters.

### 3.2 General

#### Application elements relating to Hundred of Wisbech Internal Drainage Board

3.2.1 The elements of the Proposed Development which may affect the interests of HWIDB/MLC are work numbers 1-10 detailed in Schedule 1 Part 1 (Authorised Development) of the draft DCO (dDCO) (**Volume 3.1: Draft DCO**) [APP-013].

3.2.2 The HWIDB/MLC is identified as a relevant statutory undertaker in the dDCO. Schedule 11 (Protective Provisions) Part 6 of the dDCO (**Volume 3.1**) [APP-013] sets out the provisions for the protection of HWIDB assets.

#### Overview of the Proposed Development

3.2.3 The Proposed Development comprises the following key elements:

- The EfW CHP Facility Site;
- CHP Connection;
- Temporary Construction Compound (TCC);
- Access Improvements;
- Water Connections; and
- Grid Connection (underground cable and Walsoken Substation).

3.2.4 A summary description of each Proposed Development element is provided below. A more detailed description is provided in **Chapter 3: Description of the Proposed Development (Volume 6.2)** [APP-030] of the ES. A list of terms and abbreviations can be found in **Chapter: 1 Introduction, Appendix 1F Terms and Abbreviations (Volume 6.4)** [APP-068].

- **EfW CHP Facility Site:** A site of approximately 5.3ha located south-west of Wisbech, located within the administrative areas of Fenland District Council and Cambridgeshire County Council. The main buildings of the EfW CHP Facility would be located in the area to the north of the HWIDB drain bisecting the site and would house many development elements including the tipping hall, waste bunkers, boiler house, turbine hall, air cooled condenser, air pollution control



building, chimneys and administration building. The gatehouse, weighbridges, 132kV switching compound and laydown maintenance area would be located in the southern section of the EfW CHP Facility Site.

- **CHP Connection:** The EfW CHP Facility would be designed to allow the export of steam and electricity from the facility to surrounding business users via dedicated pipelines and private wire cables located along the disused March to Wisbech railway. The pipeline and cables would be located on a raised, steel structure.
- **TCC:** Located adjacent to the EfW CHP Facility Site, the compound would be used to support the construction of the Proposed Development. The compound would be in place for the duration of construction.
- **Access Improvements:** includes access improvements on New Bridge Lane (road widening and site access) and Algores Way (relocation of site access 20m to the south).
- **Water Connections:** A new water main connecting the EfW CHP Facility into the local network will run underground from the EfW CHP Facility Site along New Bridge Lane before crossing underneath the A47 (open cut trenching or horizontal directional drilling (HDD)) to join an existing Anglian Water main. An additional foul sewer connection is required to an existing pumping station operated by Anglian Water located to the north-east of the Algores Way site entrance and into the EfW CHP Facility Site.
- **Grid Connection:** This comprises a 132kV electrical connection using underground cables. The Grid Connection route begins at the 132kV switching compound in the EfW CHP Facility Site and runs underneath New Bridge Lane, before heading north within the verge of the A47 to the Walsoken Substation on Broadend Road. From this point the cable would be connected underground to the Walsoken DNO Substation.

3.2.5

The Proposed Development would be constructed in a manner consistent with that described within **ES Chapter: 3 Description of the Proposed Development (Volume 6.2) [APP-030]**. In summary:

- Work would commence with the establishment of the TCC together with any pre-commencement surveys and works to demolish existing structures and clear the EfW CHP Facility Site. The mobilisation and site set-up phase will last approximately 3-months.
- Access Improvements on New Bridge Lane will commence and take place over a 6-month period.
- Civil works comprising earthworks, piling and later the creation of external hardstanding areas, concrete structures and steelwork framing and the installation of the Water Connections will take place over a 34-month period.
- Overlapping with the erection of the structures at the EfW CHP Facility Site, mechanical, electrical and plant installation would take place over a period of 24-months followed by a 9-month period of commissioning and testing.



- The construction of the CHP Connection and Grid Connection would follow a similar process of mobilisation, civils and commissioning.

3.2.6 Following the completion of commissioning and testing, the TCC site accessed from Algores Way would be restored to its former condition.

3.2.1 The Proposed Development is a Nationally Significant Infrastructure Project (NSIP) under Part 3, Section 14 of the Planning Act 2008 by virtue of the fact that the generating station is located in England and has a generating capacity of over 50MW (see section 15(2) of the 2008 Act). It, therefore, requires an application to be submitted to the Secretary of State for a Development Consent Order (DCO). The DCO Application has been submitted by the Applicant; a wholly owned subsidiary of MVV Environment Ltd.

**Table 3.1: Agreement Log: General**

ID	Statement on which agreement is sought	Position (RAG)	Commentary
3.1.1	The summary of the Proposed Development provided in <b>Section 3.2</b> above reflects HWIDB's understanding of the Proposed Development.		
3.1.2	The extent of the Boards district and points on the IDB system referred to within RR-017 are displayed on <b>Figure 12.D1, Appendix 12D (Volume 6.4) [APP-085]</b> .		

### 3.3 Draft DCO

**Table 3.2: Agreement Log: Draft DCO**

ID	Statement on which agreement is sought	Position (RAG)	Commentary
3.2.1	The wording of SCHEDULE 11 Protective Provisions Part 6 FOR THE PROTECTION OF INTERNAL DRAINAGE BOARD appropriately protects the interests of HWIDB and the responsibilities placed on HWIDB are achievable ( <b>Draft DCO Volume 3.1) [APP-013]</b> .		The Applicant is aware the MLC and KLIDB are preparing a joint set of IDB protective provisions (including asset protection) based on the points collectively raised during pre-application engagement.





ID	Statement on which agreement is sought	Position (RAG)	Commentary
			The Applicant anticipates the MLC and KLIDB collective response to protective provisions will be issued shortly, and an update provide for Deadline 2.

### 3.4 ES Chapter 12 – Hydrology

3.4.1 **ES Chapter 12 Hydrology (Volume 6.2) [APP-039]** reports the assessment of potential significant effects on hydrology. **Table 3.3** below records the agreement on key matters relating to the assessment of effects on HWIDB drains reported in Chapter 12.

**Table 3.3: Agreement Log: ES Chapter 12 – Hydrology**

ID	Statement on which agreement is sought	Position (RAG)	Commentary
3.3.1	<u>Study Area</u> The study areas adopted within the HWIDB district for the purpose of the assessment are appropriate ( <b>paragraphs 12.4.1 – 12.4.4, ES Chapter 12 Hydrology, (Volume 6.2) [APP-039]</b> ).		
3.3.2	<u>Baseline</u> The baseline description ( <b>Section 12.5, ES Chapter 12 Hydrology, Volume 6.4) [APP-039]</b> and the IDB Drainage Maps ( <b>ES Appendix 12D Volume 6.4) [APP-085]</b> accurately reflect the drainage and infrastructure under the management of HWIDB.		
3.3.3	<u>Scope of the assessment</u> The potential effects on HWIDB drains scoped in and out of the assessment are appropriate ( <b>Table 12.9 and paragraph 12.6.15, ES Chapter 12 Hydrology, Volume 6.2) [APP-039]</b> ).		



ID	Statement on which agreement is sought	Position (RAG)	Commentary
3.3.4	<p><u>Embedded environmental measures - general.</u> The embedded environmental measures proposed for the construction and operational phases of the Proposed Development outlined in <b>Table 12.10 Summary of the embedded environmental measures (ES Chapter 12 Hydrology, Volume 6.2) [APP-039]</b> and how these influence the Hydrology assessment are appropriate to mitigate potential impacts on HWIDB drains.</p>		The Applicant's response to Relevant Representations (Volume 9.2), to be submitted at Deadline 1 provides further information to address matters raised in RR-017. A further meeting to review embedded mitigation and any outstanding matter will be arranged.
3.3.5	<p><u>Assessment conclusion</u> There will be no significant effects on the HWIDB drains as a result of the construction and operation of the Proposed Development (<b>Table 12.19 Summary of significance of adverse effects, ES Chapter 12 Hydrology, Volume 6.2) [APP-039]</b>.</p>		The Applicant's response to Relevant Representations (Volume 9.2), to be submitted at Deadline 1 provides further information to address matters raised in RR-017. A further meeting to review any outstanding matter will be arranged.

3.4.2 **ES Appendix 12F: Outline Drainage Strategy ES Chapter 12 Hydrology (Volume 6.4) [APP-086]** sets out the strategy for managing surface water runoff from the Proposed Development. **Table 3.4** below records the agreement on key matters relating to the outline drainage strategy.

**Table 3.4: Agreement Log: Outline Drainage Strategy**

ID	Statement on which agreement is sought	Position (RAG)	Commentary
3.4.1	The <b>Outline Drainage Strategy (ES Appendix 12F, Volume 6.4) [APP-039]</b> appropriately reflects the drainage measures required to manage surface water runoff into HIWDB drains during the construction and operational phases.		The Applicant's response to Relevant Representations (Volume 9.2), to be submitted at Deadline 1 provides further information to address matters raised in RR-017.



ID	Statement on which agreement is sought	Position (RAG)	Commentary
			A further meeting to review the Outline Drainage Strategy and any outstanding matter will be arranged.

### 3.5 Other Environmental Statement matters

3.5.1 This section of the draft SoCG reports on matters raised by the HWIDB/IDB in their Relevant Representation (RR-017) and relate to other ES chapters.

**Table 3.5: Agreement Log: ES Chapter 6: Traffic and Transport Relevant Representation APP-017**

ID	Statement on which agreement is sought	Position (RAG)	Commentary
3.5.1	<b>ES Chapter 6: Traffic and Transport</b> Specific matters raised in RR-017, including the proposed arrangements for the New Bridge Lane Access Improvements are agreed.		The general arrangements for the proposed Access Improvements to New Bridge Lane are understood and a further meeting to discuss embedded mitigation and specifications shall be arranged.  The Applicant's response to Relevant Representations (Volume 9.2), to be submitted at Deadline 1 provides further information to address matters raised in RR-017.

**Table 3.6: Agreement Log: ES Chapter 10: Historic Environment: Relevant Representation APP-017**

ID	Statement on which agreement is sought	Position (RAG)	Commentary
3.6.1	<b>ES Chapter 10: Historic Environment</b> Specific matters raised in RR-017 are agreed.		The Applicant's response to Relevant Representations (Volume 9.2), to be submitted at Deadline 1 provides further information to address matters raised in RR-017.



ID	Statement on which agreement is sought	Position (RAG)	Commentary
			A further meeting to review any outstanding matter will be arranged.

**Table 3.7: Agreement Log: ES Chapter 11: Biodiversity**

ID	Statement on which agreement is sought	Position (RAG)	Commentary
3.7.1	<b>ES Chapter 11: Biodiversity</b> Specific matters raised in RR-017 are agreed.		The Applicant's response to Relevant Representations (Volume 9.2), to be submitted at Deadline 1 provides further information to address matters raised in RR-017. A further meeting to review any outstanding matter will be arranged.

**Table 3.8: Agreement Log: ES Chapter 14: Climate - Representation APP-017**

ID	Statement on which agreement is sought	Position (RAG)	Commentary
3.8.1	<b>ES Chapter 14: Climate</b> Specific matters raised in RR-017 are agreed.		The Applicant's response to Relevant Representations (Volume 9.2), to be submitted at Deadline 1 provides further information to address matters raised in RR-017. A further meeting to review any outstanding matter will be arranged.



**Table 3.9: Agreement Log: ES Chapter 17: Major Accidents and Disasters - Representation APP-017**

ID	Statement on which agreement is sought	Position (RAG)	Commentary
3.9.1	<b>ES Chapter 17: Major Accidents and Disasters</b> Specific matters raised in RR-017 are agreed		The Applicant's response to Relevant Representations (Volume 9.2), to be submitted at Deadline 1 provides further information to address matters raised in RR-017. A further meeting to review any outstanding matter will be arranged.

### 3.6 CHP Connection

3.6.1 This section of the draft SoCG reports on matters raised by the IDB in their Relevant Representation (RR-017) and relate to the CHP Connection.

**Table 3.10: Agreement Log: CHP Connection**

ID	Statement on which agreement is sought	Position (RAG)	Commentary
3.10.1	<b>CHP Connection</b> Specific matters raised in RR-017 are agreed.		The Applicant's response to Relevant Representations (Volume 9.2), to be submitted at Deadline 1 provides further information to address matters raised in RR-017. A further meeting to review any outstanding matter will be arranged.

### 3.7 Outline Construction Environmental Management Plan

3.7.1 The **Outline Construction Environmental Management Plan (Outline CEMP) (Volume 7.12) [APP-103]** sets out the working methods to protect surface water and groundwater from pollution and other adverse impacts including change to flow and water levels during the construction phase of the Proposed Development. **Table 3.11** below records the agreement on key matters relating to the Outline CEMP.



Table 3.11: Agreement Log: Outline Construction Environmental Management Plan

ID	Statement on which agreement is sought	Position (RAG)	Commentary
3.11.1	The <b>Outline Water Management Plan (Appendix B Outline CEMP, Volume 6.4) [APP-039]</b> appropriately reflects the measures required to mitigate potential impacts on HWIDB drains.		The Applicant understand the HWIDB/MLC would like further discussions on the embedded mitigation, therefore may have comments on the updated Outline CEMP to be submitted at Deadline 1.

### 3.8 Other consents and licences

- 3.8.1 The **List of Other Consents and Licences (Volume 5.4) [APP-026]** lists the consents that may be required to enable the construction and/or operation of the Proposed Development. **Table 3.12** below records the agreement on key matters relating to other consents and licences.

Table 3.12: Agreement Log: Other consents and licences

ID	Statement on which agreement is sought	Position (RAG)	Commentary
3.12.1	Subject to the details provided, there are no in-principle reasons why a consent under Section 23 of the Land Drainage Act 1991 would not be granted if required by the Applicant.		Subject to the outcome of discussions on matters identified in the draft SoCG, the principle is acceptable.



## 4. Summary

- 4.1.1 This SoCG has outlined the consultation that has taken place between the Applicant and HWIDB/MLC during the pre-application and pre-examination phases of the DCO process. The agreement presents the current position reached prior to the commencement of examination.
- 4.1.2 This SoCG will be updated as discussions progress and made available to the ExA as requested through the DCO examination phase.

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