

YG-DCO-086(C)

Yorkshire Green Energy Enablement (GREEN) Project

Volume 8

Document 8.5.18(C) Statement of Common Ground between National Grid Electricity Transmission plc and EE Limited and Hutchison 3G UK Limited (Clean)

**Final Version 3
July 2023**

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Infrastructure Planning (Applications: Prescribed Forms and Procedure)
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Yorkshire GREEN Project

Document control

Version History

| Document | Version | Status | Description / Changes |
|----------------------------|---------|--------|--|
| Statement of Common Ground | 1 | Draft | For discussion with Stakeholder |
| Statement of Common Ground | 2 | Final | Final version for examination |
| Statement of Common Ground | 3 | Final | Final version for examination including updated formatting |

1. Introduction

- 1.1.1 A Statement of Common Ground (SoCG) is a written statement produced as part of the application process for a Development Consent Order (DCO) and is prepared jointly between the applicant and another party. It sets out matters of agreement between both parties, as well as matters where there is not an agreement. It also details matters that are under discussion.
- 1.1.2 The aim of a SoCG is to help the Examining Authority manage the Examination Phase of a DCO application. Understanding the status of the matters at hand will allow the Examining Authority to focus their questioning and provide greater predictability for all participants in examination. A SoCG may be submitted prior to the start of, or during Examination, and then updated as necessary, or as requested during the Examination Phase.
- 1.1.3 This is a SoCG between National Grid Electricity Transmission plc (National Grid) and EE Limited and Hutchison 3G UK Limited (Hutchison 3 EE). The SoCG relates to the DCO application for the Yorkshire Green Energy Enablement (GREEN) Project (referred to as the Project or Yorkshire GREEN). It has been prepared in accordance with the guidance¹ published by the Department for Levelling Up, Housing and Communities (DLUHC).
- 1.1.4 This SoCG has been prepared to identify matters agreed, matters not agreed and matters currently outstanding between National Grid and Hutchison 3 EE in terms of technical and engineering matters. Political matters have not been set out in this document.
- 1.1.5 This version (V3 July 2023) of the SoCG represents the position between National Grid and Hutchison 3 EE at Deadline 5 and represents the final version of the SoCG.

1.2 Description of the Project

Need for the Yorkshire GREEN Project

- 1.2.1 National Grid propose to upgrade and reinforce the electricity transmission system in Yorkshire. This reinforcement is needed to improve the transfer of clean energy across the country.
- 1.2.2 Electricity flows are set to double within the next ten years as a result of offshore wind developments, other sources of clean energy and expanding interconnection capacity (high-voltage cables that connect the electricity systems of neighbouring countries) in both Scotland and north-east England. Yorkshire GREEN would contribute towards strengthening the national electricity transmission network so that it can accommodate this growth in electricity flows. Reinforcement would ensure that the network is not overwhelmed, and that potential future pressures on the network are relieved in the north and north-east of England, whilst balancing supply and demand.

¹ Planning Act 2008: Guidance for the examination of applications for development consent. Available at: https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/418015/examinations_guidance_final_for_publication.pdf

- 1.2.3 Without additional reinforcement, the existing transmission system would become overloaded. To stop these overloads from happening, National Grid Electricity System Operator would need to constrain power generation. Such action could result in significant costs to consumers.
- 1.2.4 As a result, it is necessary and economical to invest in network reinforcement in the long term, and critically to ensure that Yorkshire GREEN is designed, tested and installed in sufficient time to meet the 2027 earliest in service date. Reinforcement of the network would enable an increase in the transfer of clean energy, increasing network capacity and avoiding constraint costs.

Yorkshire GREEN Project Description

- 1.2.5 Yorkshire GREEN comprises both new infrastructure and works to existing transmission infrastructure and facilities. The Project is divided into six sections (see **Figure 1**), located within three local authority boundaries² :
- **Section A (Osbalwick Substation) (City of York Council):** Minor works would take place at the existing Osbalwick Substation comprising the installation of a new circuit breaker and isolator along with associated cabling, removal and replacement of one gantry and works to one existing pylon. All substation works would be within existing operational land.
 - **Section B (North west of York Area) (City of York Council, and North Yorkshire Council):** Works would comprise:
 - reconductoring of 2.4km of the 400kV Norton to Osbalwick (2TW/YR) overhead line and replacement of one pylon on this overhead line;
 - the new 400kV YN overhead line (2.8km), north of the proposed Overton Substation;
 - the new Shipton North and South 400kV cable sealing end compounds (CSECs) and 230m of cabling to facilitate the connection of the new YN 400kV overhead line with the existing Norton to Osbalwick YR overhead line;
 - a new substation (Overton 400kV/275kV Substation) approximately 1km south of Shipton by Beningbrough;
 - two new sections of 275kV overhead line which would connect into Overton Substation from the south (the 2.1km XC overhead line to the south-west and the 1.5km SP overhead line to the south-east);
 - works to 5km of the existing XCP Poppleton to Monk Fryston overhead line between Moor Monkton in the west and Skelton in the east comprising a mixture of decommissioning, replacement and realignment. To the south and south-east of Moor Monkton the existing overhead line would be realigned up to 230m south from the current overhead line and the closest pylon to Moor Monkton (340m south-east) would be permanently removed. A 2.35km section of this existing overhead line permanently removed between the East Coast Mainline (ECML) Railway and Woodhouse Farm to the north of Overton.

² North Yorkshire Council, City of York Council, and Leeds City Council.

- **Section C (existing 275kV Poppleton to Monk Fryston (XC) overhead line north of Tadcaster (Section D)) (North Yorkshire Council):** Works proposed to this existing 275kV overhead line include replacing existing overhead line conductors, replacement of pylon fittings, strengthening of steelwork and works to pylon foundations.
- **Section D (Tadcaster) (Leeds City Council and North Yorkshire Council):** Two new CSECs (Tadcaster East and West 275kV CSECs) and approximately 350m of cable would be installed approximately 3km south-west of Tadcaster and north-east of the A64/A659 junction where two existing overhead lines meet. One pylon on the existing 275kV Tadcaster Tee to Knaresborough (XD) overhead line would be replaced.
- **Section E (existing 275kV Poppleton to Monk Fryston (XC) overhead line south of Tadcaster (Section D)) (North Yorkshire Council):** Works proposed to this existing 275kV overhead line include replacing existing overhead line conductors, replacement of pylon fittings, strengthening of steelwork and works to pylon foundations. Work to the existing overhead line similar to those outlined for Section C would be undertaken; and
- **Section F (Monk Fryston Area) (North Yorkshire Council):** A new substation would be constructed to the east of the existing Monk Fryston Substation which is located approximately 2km south-west of the village of Monk Fryston and located off Rawfield Lane, south of the A63. A 1.45km section of the 275kV Poppleton to Monk Fryston (XC) overhead line to the west of the existing Monk Fryston Substation and south of Pollums House Farm would be realigned to connect to the proposed Monk Fryston Substation. East of the existing Monk Fryston Substation the existing 4YS 400kV Monk Fryston to Eggborough overhead line, which currently connects to the existing substation, would be reconfigured to connect to the proposed Monk Fryston Substation.

1.2.6 Temporary infrastructure would be required to facilitate the Project, including temporary overhead line diversions and temporary construction compounds.

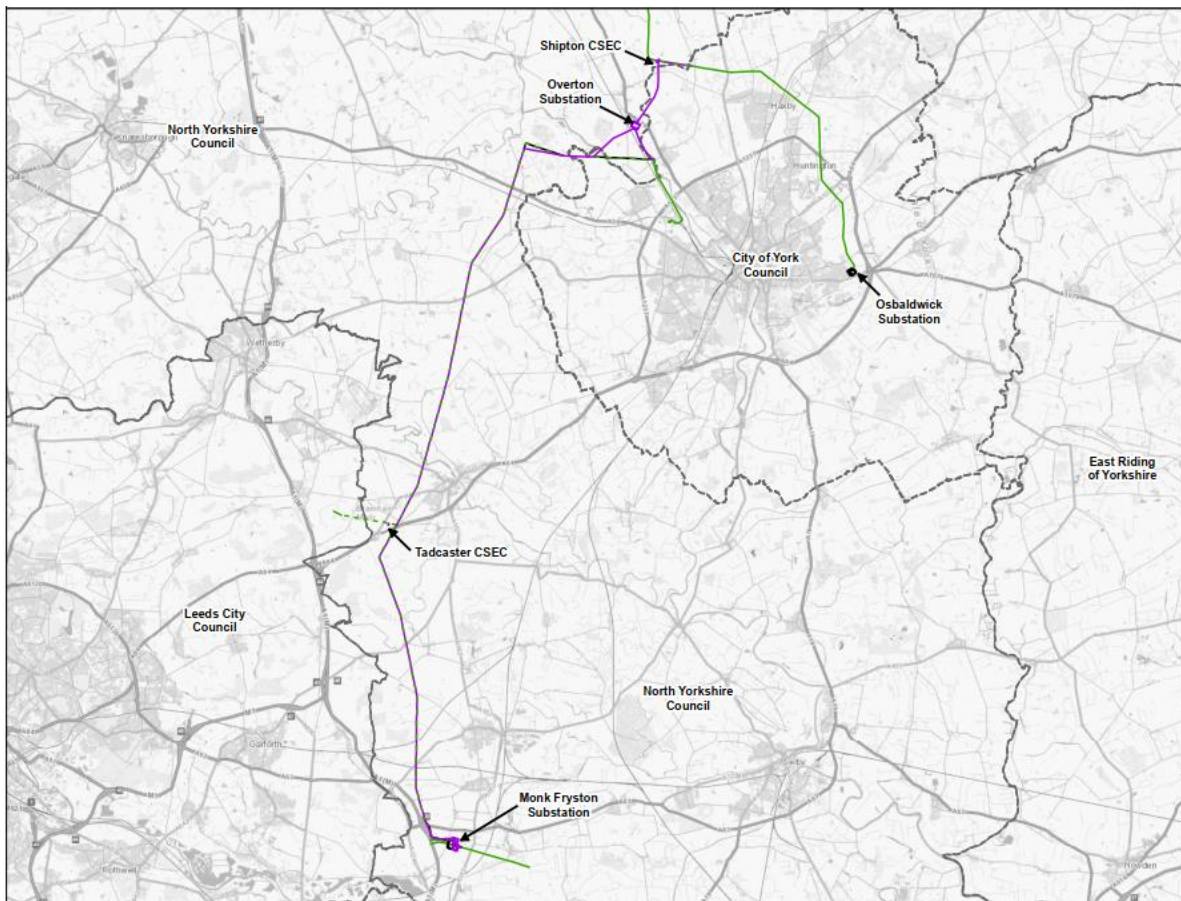


Figure 1– Location of the Yorkshire GREEN Project

1.3 This Statement of Common Ground

1.3.1 For the purpose of this SoCG, National Grid and Hutchison 3 EE will jointly be referred to as the “Parties”.

1.3.2 Throughout the SoCG:

- Where a section begins ‘matters agreed’, this sets out matters that have been agreed between the Parties or where no issues have been raised by Hutchison 3 EE and therefore where there is no dispute;
- Where a section begins ‘matters not agreed’, this sets out matters that have been discussed and are not agreed between the Parties and where a dispute remains; and
- Where a section begins ‘matters outstanding’, this sets out matters that are subject to further negotiation between the Parties.

1.3.3 This SoCG is structured as follows:

- **Section 1:** Provides an introduction to this SoCG and a description of its purpose together with a broad description of the Project;
- **Section 2:** States the role of Hutchison 3 EE in the DCO application process and details consultation undertaken between the Parties;
- **Section 3:** Sets out matters agreed between the Parties;

- **Section 4:** Sets out matters not agreed between the Parties;
- **Section 5:** Sets out matters where agreement is currently outstanding between the Parties; and
- **Section 6:** Sets out the approvals and the signing off sheet between the Parties.

2. Record of Engagement

2.1 Role of EE Limited and Hutchison 3G UK Limited in the DCO process

- 2.1.1 EE Limited is Britain's second largest mobile network operator and internet service provider, within the BT group. Hutchison 3G UK Limited (operate under the brand 3) is also a British telecommunications and internet service provider.
- 2.1.2 The Application includes provisions which would, if granted, authorise National Grid to carry out works in and in close proximity to land and assets belonging to Hutchison 3 EE and to use such land temporarily and to acquire permanent interests in such land.

2.2 Summary of pre-application discussions

- 2.2.1 **Table 2.1** summarises the consultation and engagement that has taken place between the Parties prior to submission of the DCO application. This includes discussions relating to the potential impact of the development on assets and protective provisions.

Table 2.1 – Pre-application discussions

| Date | Discussion points |
|-------------------|--|
| 16 August 2022 | <ul style="list-style-type: none">Email from Hutchison 3 EE to National Grid providing details of a new mast including its location and reference number so that National Grid could analyse any potential impact. |
| 16 August 2022 | <ul style="list-style-type: none">Telephone call between National Grid and Hutchison 3 EE discussing the new 5G mast erected at Tadcaster. |
| 19 August 2022 | <ul style="list-style-type: none">Email from Hutchison 3 EE to National Grid providing drawings in respect of their assets. |
| 23 August 2022 | <ul style="list-style-type: none">Call between National Grid and Hutchison 3 EE requesting a Computer Aided Design (CAD) version of the PDF information provided as well as a reference number. |
| 24 August 2022 | <ul style="list-style-type: none">Email from National Grid to Hutchison 3 EE requesting a CAD version of the PDF information and a reference number relating to their mast. |
| 24 August 2022 | <ul style="list-style-type: none">Email response from Hutchison 3 EE to National Grid stating they have requested the information. |
| 12 September 2022 | <ul style="list-style-type: none">Email from Hutchison 3 EE to National Grid providing further mast drawings. |
| 16 September 2022 | <ul style="list-style-type: none">Email from Hutchison 3 EE to National Grid providing further information on the new mast. |

| Date | Discussion points |
|-------------------|---|
| 19 September 2022 | <ul style="list-style-type: none"> • Phone call from National Grid to Hutchison 3 EE leaving a voice message to discuss an update on the CAD file. |

2.3 Summary of post-submission discussions

2.3.1 **Table 2.2** will summarise the consultation and engagement that takes place between the Parties post submission of the DCO application.

Table 2.2 – Post-submission discussions

| Date | Discussion points |
|------------------|---|
| 17 February 2023 | <ul style="list-style-type: none"> • Email from National Grid to Hutchison 3 EE providing a notification and a link to the relevant Protective Provisions relevant to Hutchison 3 EE. |
| 03 March 2023 | <ul style="list-style-type: none"> • Email from National Grid to Hutchison 3 EE requesting Hutchison 3 EE to confirm if they consider that all matters are agreed and that an SoCG is not required with National Grid in respect of the Project. |
| 03 March 2023 | <ul style="list-style-type: none"> • Email response from Hutchison 3 EE stating they are in agreement no matters need to be agreed between the Parties. |
| 28 March 2023 | <ul style="list-style-type: none"> • Email from National Grid to Hutchison 3 EE requesting that Hutchison 3 EE enter into SoCG; to conform to a request made in Rule 6 letter of ExA. Draft SoCG attached for review/comment. |
| 31 March 2023 | <ul style="list-style-type: none"> • Email response from Hutchison 3 EE stating they are in agreement and no matters need to be agreed between the Parties. |
| 04 April 2023 | <ul style="list-style-type: none"> • Email response from Hutchison 3 EE requesting National Grid to provide a signed copy of the SoCG. |
| 26 April 2023 | <ul style="list-style-type: none"> • Email from National Grid to Hutchison 3 EE providing a signed copy of the SoCG that was submitted at Deadline 1; to The Planning Inspectorate. |

3. Matters Agreed

- 3.1.1 This section sets out the matters that have been agreed between National Grid and Hutchison 3 EE and **Table 3.1** details these matters.
- 3.1.2 Whilst each of the below matters are agreed in principle, the Parties are in ongoing discussions regarding the detailed wording required in each case.
- 3.1.3 The Parties will update the Examining Authority as soon a detailed terms have been agreed between them to address each of the outstanding matters.

Table 3.1 – Matters agreed in principle

| SoCG ID | Matter | Agreed position | Date of Agreement |
|----------------------------------|------------------------|--|-------------------|
| 3.1 Protective Provisions | | | |
| 3.1.1 | Protective Provisions | The Parties agree that the Protective Provisions for the protection for operators of electronic communications code networks, as set out within Schedule 15 Part 2 of the draft DCO (Volume 3, Document 3.1(C)) [REP3-004] are sufficient to protect Hutchison 3 EE's assets and operational activities which may be impacted by the Project. | 3 March 2023 |
| 3.2 Draft DCO | | | |
| 3.2.1 | Draft DCO – Article 20 | National Grid and Hutchison 3 EE agree that there will be no impact to NPG buildings as part of the Project, therefore the wording Article 20 of the draft DCO (Document 3.1(C)) is agreed. | 02 May 2023 |

4. Matters Not Agreed

4.1.1 Section 4 sets out matters not agreed between National Grid and Hutchison 3 EE. **Table 4.1** details these matters.

Table 4.1 – Matters not agreed

| SoCG ID | Matter | Hutchison 3 EE position | National Grid position |
|----------------|---------------|--------------------------------|-------------------------------|
| N/A | N/A | N/A | N/A |

5. Matters outstanding

5.1.1 Section 5 sets out matters where agreement is currently outstanding between National Grid and Hutchison 3 EE. In particular **Table 5.1** details these matters.

Table 5.1 – Matters outstanding

| SoCG ID | Matter | Hutchison 3 EE position | National Grid position |
|----------------|---------------|--------------------------------|-------------------------------|
| N/A | N/A | N/A | N/A |

6. Approvals

Section does not need to be completed at this stage

| | |
|---------------|------------|
| Signed | S. Herbert |
|---------------|------------|

| | |
|---------------------|------------------------|
| On Behalf of | National Grid |
| Name | Sarah Herbert |
| Position | Senior Project Manager |
| Date | 11/07/2023 |

| | |
|---------------|------------|
| Signed | A. Fanning |
|---------------|------------|

| | |
|---------------------|-------------------|
| On Behalf of | WHP Telecoms Ltd. |
| Name | Anthony Fanning |
| Position | Design Manager |
| Date | 10/07/2023 |

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